

TOWN BOARD MEETING AGENDA

December 4th , 2001

ROBERT F. KOZAKIEWICZ, Supervisor

**Edward Densieski, Councilman
Philip Cardinale, Councilman**

**Christopher Kent, Councilman
James Lull Councilman**

**Barbara Grattan, Town Clerk
Dawn Thomas, Town Attorney**

ELECTED OFFICIALS

**Laverne Tennenberg
Madelyn Sendlewski
Paul Leszczynski
Mark Kwasna
Diane M. Stuke
Richard Ehlers
Allen M. Smith**

**Chairwoman Board of Assessors
Board of Assessors
Board of Assessors
Highway Superintendent
Receiver of Taxes
Town Justice
Town Justice**

DEPARTMENT HEADS

**John J. Hansen
Leroy Barnes
Andrea Lohneiss
Ken Testa
Richard Hanley
Chief Joseph Grattan
Jane Vanden Thoorn
Judy Doll
John Reeve
Michael Reichel
Gary Pendzick**

**Accounting Department
Building Department
Community Development
Engineering Department
Planning Department
Police Department
Recreation Department
Senior Services
Sanitation Department
Sewer District
Water Department**

Call to Order and Salute to the Flag

**Approves Minutes of Town Board Meeting of November 20th, 2001,
moved by Councilperson _____, seconded
by Councilperson _____. and**

EMPLOYEE OF THE QUARTER

LINDSAY REEVE

REPORTS

Town Clerk:

Monthly report for November, 2001

Total Collected: \$11,168.49

Receiver of Taxes:

Monthly Report for November, 2001

Total Collected: \$318,571.12

APPLICATIONS

Site Plans:

Amended North Fork Bank ATM Installation.

COMMITTEE REPORTS

CORRESPONDENCE

Kevin & Gina Chew:

Opposition to the recycling facility.

John Ellwood:

Opposition to the recycling facility.

Jon & Catherine Gustafson:

Opposition to the recycling facility

PUBLIC HEARINGS

7:05 p.m. The Increase & Improvement to the Street Lighting District.

PUBLIC COMMENT ON ANY RESOLUTIONS LISTED BELOW:

Regular Town Board Meeting:

#1191 Rejects BID for Municipal Garage Mechanic Maintenance Facility Addition and Improvements General Construction and Ratifies Post and Publish of Notice to Bidders to Re-Bid General Construction Contract

#1192 Awards Bid for Municipal Garage Mechanics Maintenance Facility Addition and Improvements HVAC, Plumbing, Electrical

#1193 Approves Hartill Contracting, Inc. as Drainlayer for Riverhead Sewer District

#1194 Approves a Temporary Sign Permit for Soundview Meadows

#1195 Approves a Temporary Sign Permit for United Comprehensive Care, LTD. (Banner)

#1196 Approves a Temporary Sign Permit for 1397 West Main Street "Christmas Trees" (Banner)

#1197 Authorizes the Submission of TEA-21 Application to the New York State Department of Transportation

#1198 Authorizes Town Clerk to Publish Public Notice of Public Hearing to Consider a Proposed Local Law for an Amendment of Chapter 101 (Vehicles & Traffic) of the Riverhead Town Code

#1199 Appoints a Recreation Aide to the Riverhead Recreation Department

#1200 Appoints a Recreation Aide to the Riverhead Recreation Department

#1201 Appoints a Recreation Aide to the Riverhead Recreation Department

#1202 Appoints Recreation Aide to the Riverhead Recreation Department

- #1203** Awards BID Extension No. 59 Deep Hole Road Subdivision Riverhead Water District
- #1204** Awards BID Darren Development Crescent on the Sound Riverhead Water District
- #1205** Accepts Performance Bond of Knolls of Fox Hill, Inc.
- #1206** Approves a Temporary Sign Permit for Crescent on the Sound
- #1207** Approves a Temporary Sign Permit for Hugo Boss (Banner)
- #1208** Authorizes Town Clerk to Publish and Post Public Notice of a Public Hearing to Consider a Local Law Amending Chapter 63-A Entitled "Graffiti" of the Riverhead Town Code
- #1209** Accepts Irrevocable Letter of Credit of PRG Corp.
- #1210** Accepts Cash Bond of Antonino Militello
- #1211** Appoints Temporary Clerks to the Tax Receiver's Office
- #1212** Authorizing the Supervisor to Execute an Agreement Terminating the Agreement, Dated December 31, 1997, with Waste Management of New York, LLC, Long Island Division
- #1213** Accepts S.C.N.B. Irrevocable Letters of Credit (2) of Schembri Homes, Inc.(Road & Drainage Improvements & Park and Recreation Fees - "Sound Meadows")
- #1214** Approves Request for Leave of Absence
- #1215** Promotion to Water Treatment Plant Operator Trainee in the Water Department
- #1216** Authorizes Town Clerk to Publish and Post Public Notice of a Public Hearing to Consider a Local Law Amending Article XXXXI Entitled "Wireless Communications and Antennas" of Chapter 108 Entitled "Zoning" of the Riverhead Town Code
- #1217** Authorizes Town Clerk to Publish and Post Public Notice of a Public Hearing to Consider a Local Law Amending Section 52-10 Entitled "Building Permit Fees" of Chapter 52 Entitled "Building Construction" of the Riverhead Town Code
- #1218** Authorizes Town Clerk to Publish and Post Public Notice of a Public Hearing to Consider a Local Law Amending Section 58.1 Entitled "Yard Sales" of Article XIII Entitled "Supplementary Use Regulations" of Chapter 108 Entitled "Zoning" of the Riverhead Town Code
- #1219** Sets Registration Fees for the Riverhead Recreation Department

- #1220** Adopts Local Law Entitled "Moratorium on Residential Development"
- #1221** Appoints Principal Account Clerk
- #1222** Authorization to Discard Fixed Assets
- #1223** Appoints Part Time Housing Inspector in the Building Department
- #1224** Amends Resolution 1180
- #1225** Amends Resolution 1181
- #1226** Approves Request for Leave of Absence
- #1227** Appoints Two Part Time Homemakers in the Nutrition Department
- #1228** Appoints Part Time Senior Citizen Aide in the Nutrition Department
- #1229** Water District Budget Adjustments
- #1230** Ag-Fest Committee Fund Budget Adjustment
- #1231** Joint Scavenger Waste District Budget Adjustment
- #1232** Sewer District Budget Adjustment
- #1233** Municipal Garage Budget Adjustment
- #1234** Stotzky Park Skateboard Complex Capital Project Budget Adjustment
- #1235** Highway Department Budget Adjustment
- #1236** Repair & Maintenance Reserve Fund Budget Adjustment
- #1237** Public Parking District Budget Adjustment
- #1238** Recreation Program Fund Budget Adjustment
- #1239** Community Development Agency - Calverton Budget Adjustment
- #1240** Sewer Plant Upgrade Capital Project Budget Adjustment
- #1241** Riverhead Town Human Services Center Capital Project Budget Adjustment
- #1242** Street Lighting District Budget Adjustment
- #1243** Refuse & Garbage District Budget Adjustment
- #1244** General Fund Budget Adjustment

- #1245** 2001 Police Communication Equipment Capital Project Budget Adoption
- #1246** Authorizes Stipulation of Settlement
- #1247** Accepts Offer of Dedication and Declaration of Covenants and Restrictions and Conservation Easement of "Mill Pond Commons, Section 1-4"
- #1248** Awards Bids for Senior Citizen Human Resource Center
- #1249** Declares Lead Agency and Refers the Special Permit Petition of Splish Splash at Adventureland, Inc. to the Planning Board
- #1250** Approves Amended Site Plan of East Riverhead Equities (Millbrook Office Campus)
- #1251** Approves Amended Site Plan of American Legion
- #1252** Pays Bills
- #1253** Approves Change of Title in the Highway Department

December 4, 2001

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 1191

**REJECTS BID FOR MUNICIPAL GARAGE MECHANIC MAINTENANCE
FACILITY ADDITION AND IMPROVEMENTS
GENERAL CONSTRUCTION AND RATIFIES POST AND PUBLISH OF
NOTICE TO BIDDERS TO RE-BID GENERAL CONSTRUCTION CONTRACT**

COUNCILMAN DENSIESKI

offered the following resolution which was

COUNCILMAN KENT

seconded by _____.

WHEREAS, the Town Clerk was authorized to publish and post a Notice to Bidders for the Municipal Garage Mechanics Maintenance Facility Addition and Improvements; and

WHEREAS, the bids were received, opened and read aloud on the 5th day of November, 2001 in the Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board be and does hereby reject the bids for General Construction; and

WHEREAS, the Town Board be and does hereby ratify the authorization of the Town Clerk to post and publish the attached Notice to Bidders in the December 6, 2001 issue of the official Town newspaper; and

BE IT FURTHER RESOLVED, that the Town Clerk is authorized to return any and all bonds received in connection with the General Construction bid for the Municipal Garage Mechanics Maintenance Facility Addition and Improvements; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Robert M. Scheiner, AIA, Kenneth Testa, P.E., Jack Hansen and the Office of Accounting.

THE VOTE

Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	DeL	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS ☒ WAS NOT ☐

THEREUPON DULY ADOPTED

The Town Board of Riverhead will receive bids for the following contracts:

Addition & Alterations to Mechanics Maintenance Facility

Project No.: RIVT 00-07

CONTRACT 'G' - GENERAL CONSTRUCTION WORK AND SITEWORK (RE-BID)

for the Town of Riverhead at the Town Clerk's office, Town Hall, 200 Howell Avenue, Riverhead, New York 11901, until 11:00 AM, prevailing time, on **Friday, December 28, 2001**, at which time and place all bids will be publicly opened and read.

Contract documents, including drawings and technical specifications, are on file at the following offices:

Town Clerk, Town of Riverhead
Town Hall, 200 Howell Avenue
Riverhead, New York 11901

Holzmacher, McLendon & Murrell, P.C.
575 Broad Hollow Road
Melville, New York 11747

Copies of the contract documents may be obtained at the above locations *on or after December 7, 2001* upon deposit of One Hundred (\$100.00) in cash, certified check, bank money order or postal money order, made payable to the TOWN OF RIVERHEAD for each set furnished.

Deposits for Plans and Specifications will be refunded to Bidders who return same in good condition within ten (10) days. Other deposits will either be partially or not refunded if the Plans and Specifications have not been returned in good condition within thirty (30) days after bids have been opened.

Each proposal must be accompanied by a bid bond in the amount of five percent (5%) of the total bid, or a certified check made payable to the TOWN OF RIVERHEAD as assurance that the bid is made in good faith.

The right is reserved to reject any or all bids, to waive any informalities, and to accept the lowest responsible bid.

BY ORDER OF THE TOWN BOARD
TOWN OF RIVERHEAD
SUFFOLK COUNTY, NEW YORK

BARBARA GRATTAN, TOWN CLERK

DATED: November 30, 2001

December 4, 2001

Adopted

TOWN OF RIVERHEAD
RESOLUTION # 1192

**AWARDS BID FOR MUNICIPAL GARAGE MECHANICS MAINTENANCE
 FACILITY ADDITION AND IMPROVEMENTS
 HVAC, PLUMBING, ELECTRICAL**

COUNCILMAN KENT

_____ offered the following resolution, which was

seconded by COUNCILMAN DENSIESKI.

WHEREAS, the Town Clerk was authorized to publish and post a Notice to Bidders for the Municipal Garage Mechanics Maintenance Facility Addition and Improvements; and

WHEREAS, the bids were received, opened and read aloud on the 5th day of November, 2001 in the Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York; and

WHEREAS, H2M Group, our consulting engineer, has reviewed the bids and has made recommendations for award.

NOW, THEREFORE, BE IT RESOLVED, that the bids for the Municipal Garage Mechanics Maintenance Facility Addition and Improvements are awarded as follows:

Heating, Ventilating, and Air Conditioning:

SJM Mechanical
 96 Cain Drive
 Brentwood, NY 11717

Base Bid Items 1A through 13

\$184,900.00

Plumbing Work:

Hirsch and Company, LLC
 85 Tec Street
 Hicksville, NY 11801

Base Bid Items 1A through 6

\$67,898.00

Electrical Work:

Hawkeye Construction
 2 Access Road
 Patchogue, NY 11772

THE VOTE

Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Dei	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Wasserkow	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS ☒ WAS NOT ☐
 THEREUPON DULY ADOPTED

Base Bid Items 1A through 9 (excluding Items 6 and part of Item 5 (Data Wiring, see attached letter)

\$194,190.00

The total recommended award for Heating Ventilating and Air Conditioning, Plumbing and Electrical is Four Hundred Forty Six Thousand, Nine Hundred Eighty Eight Dollars & 00/100 (\$446,988.00); and

BE IT FURTHER RESOLVED, that the Town Board be and does hereby authorize the Town Clerk to return any and all bid bonds received in connection with the above; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to SJM Mechanical, Hirsch and Company, LLC, Hawkeye Construction, Robert M. Scheiner, AIA, H2M Group, Kenneth Testa, P.E., Jack Hansen and the Office of Accounting.

12/4/01

TOWN OF RIVERHEAD

Resolution # 1193

**APPROVES HARTILL CONTRACTING, INC. AS DRAINLAYER FOR RIVERHEAD
SEWER DISTRICT**

COUNCILMAN DARDINALE

offered the following resolution, was seconded by

COUNCILMAN LULL

WHEREAS, pursuant to Section 88-3 of the Riverhead Town Code, Hartill Contracting, Inc. has submitted a request to become an authorized drainlayer with the Town of Riverhead Sewer District.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby approves Hartill Contracting, Inc. as an authorized drainlayer with the Town of Riverhead Sewer District; and further

RESOLVED, that this approval is subject to the receipt of a letter of credit and a certificate of insurance naming the Town of Riverhead as an additional insured; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Hartill Contracting, Inc., 10 Hulse Avenue, Wading River, New York, 11792; Michael Reichel, Sewer District Superintendent and the Accounting Department.

THE VOTE
 Densiecki Yes ___ No ___ Originals Yes ___ No ___
 Koni Yes ___ No ___ Yes ___ No ___
 Yes ___ No ___
 THEREFORE IT WAS NOT
 THEREUPON BULY ADOPTED

December 4th, 2001

2213
Adopted

TOWN OF RIVERHEAD

Resolution # 1194

APPROVES A TEMPORARY SIGN PERMIT FOR SOUNDVIEW MEADOWS

~~COUNCILMAN LILL~~

_____ offered the following resolution, which was

seconded by COUNCILMAN KENT

WHEREAS, a temporary sign permit application and sketch were submitted by Peter Schembri, for property located at Sound Avenue, Riverhead, New York 11901, and

WHEREAS, pursuant to Section 108-56 C(5) of the Town Code of the Town of Riverhead, the application does not require the recommendation of the Architectural Review Board, and

WHEREAS, the sketch has been approved by three (3) Town Board members,
now

THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby approves a six month temporary sign permit application submitted by Peter Schembri, and

BE IT FURTHER

RESOLVED, that said temporary sign shall be erected for a period not to exceed six (6) months from the date hereof or the issuance of the permit for the permanent sign, whichever first occurs, and

BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Peter Schembri, c/o Schembri Homes, Inc., 2042 North Country Road, Wading River, New York 11792, Riverhead, New York 11901, the Building Department and Planning Department.

THE VOTE
Dorland ☒ Yes ___ No ___ Cardinals ☒ Yes ___ No ___
Lill ☒ Yes ___ No ___ Kent ☒ Yes ___ No ___
Counsellor ☒ Yes ___ No ___
THAT THE TOWN BOARD ☒ WAS NOT _____
THEREUPON DULY ADOPTED

December 4th, 2001

2214
Adopted

TOWN OF RIVERHEAD

Resolution # 1195

APPROVES A TEMPORARY SIGN PERMIT FOR UNITED COMPREHENSIVE CARE, LTD. (BANNER)

COUNCILMAN CARDINALE

_____ offered the following resolution, which was

seconded by **COUNCILMAN DENSIESKI** _____.

WHEREAS, a temporary sign permit application and sketch were submitted by Dr. Ronald Bernardini, for property located at 170 N. Old Country Road (Peconic Plaza), Riverhead, New York 11901, and

WHEREAS, pursuant to Section 108-56 C(5) of the Town Code of the Town of Riverhead, the application does not require the recommendation of the Architectural Review Board, and

WHEREAS, the sketch has been approved by three (3) Town Board members,
now

THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby approves a six month temporary sign permit application submitted by Dr. Ronald Bernardini, and

BE IT FURTHER

RESOLVED, that said temporary sign shall be erected for a period not to exceed six (6) months from the date hereof or the issuance of the permit for the permanent sign, whichever first occurs, and

BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Dr. Ronald Bernardini, and the Building Department and Planning Department.

THE VOTE
Densieski ☒ Yes ☐ No Cardinale ☒ Yes ☐ No
Kent ☒ Yes ☐ No Lett ☒ Yes ☐ No
Kozaklowicz ☐ Yes ☐ No
THE RESOLUTION WAS ☒ WAS NOT ☐
THEREUPON DULY ADOPTED

December 4th, 2001

2215
Adopted

TOWN OF RIVERHEAD

Resolution # 1196

APPROVES A TEMPORARY SIGN PERMIT FOR 1397 WEST MAIN STREET
"CHRISTMAS TREES" (BANNER)

COUNCILMAN DENSIESKI offered the following resolution, which was

seconded by COUNCILMAN LULL.

WHEREAS, a temporary sign permit application and sketch were submitted by John Ellwood, for property located at 1397 West Main Street, Riverhead, New York 11901, and

WHEREAS, pursuant to Section 108-56 C(5) of the Town Code of the Town of Riverhead, the application does not require the recommendation of the Architectural Review Board, and

WHEREAS, the sketch has been approved by three (3) Town Board members, now

THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby approves a six month temporary sign permit application submitted by John Ellwood, and

BE IT FURTHER

RESOLVED, that said temporary sign shall be erected for a period not to exceed six (6) months from the date hereof or the issuance of the permit for the permanent sign, whichever first occurs, and

BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to John Ellwood, 1397 West Main Street, Riverhead, New York 11901, the Building Department and Planning Department.

THE VOTE
Densieski ☒ Yes ☐ No Cardinello ☒ Yes ☐ No
Kent ☒ Yes ☐ No Lull ☒ Yes ☐ No
Kozakiewicz ☒ Yes ☐ No
THE RESOLUTION WAS ☒ WAS NOT ☐
THEREUPON DULY ADOPTED

12/4/01

2215a
Adopted

Town of Riverhead

Resolution # 1197

AUTHORIZES THE SUBMISSION OF TEA-21 APPLICATION TO THE NEW YORK
STATE DEPARTMENT OF TRANSPORTATION

COUNCILMAN CARDINALE

_____ offered the following resolution,

COUNCILMAN LILL

which was seconded by _____:

WHEREAS, the U.S. Congress passed the Transportation Equity Act for the 21st Century (TEA-21) that authorizes highway, highway safety, transit and other surface transportation programs; and

WHEREAS, the New York State Department of Transportation, with the Federal Highway Administration, will administer the Transportation Enhancements Program under TEA-21 that provides federal reimbursement for non-traditional projects that add value to the transportation system by relating to human and environmental aspects; and

WHEREAS, improvements along Wading River Manorville Road from New York State Route 25 to the Duck Ponds, specifically curbs and drainage, landscaping and bicyclist amenities will improve pedestrian safety, reduce water pollution and contribute to the scenic beautification of the area.

WHEREAS, federal reimbursement of 80% of the total project cost is available under TEA-21 through the Transportation Enhancements Program;

THEREFORE, BE IT FURTHER RESOLVED, that the Riverhead Town Board supports and authorizes the submission of an application to the New York State Department of Transportation for federal reimbursement to undertake sidewalk and drainage improvements, specifically the construction of new sidewalk, curb and drainage improvements along Wading River Manorville Road in Wading River to enhance pedestrian safety and eliminate pollution of the Mill Pond Estuary System presently caused by pollutant contaminated road runoff; recognizing that the project must be funded with federal reimbursement of 80% and net local match of 20%.

THEREFORE, BE IT FURTHER RESOLVED, that the Town Clerk shall provide a certified copy of this resolution to Community Development Director Andrea Lohneiss.

THE VOTE
Densieski ☒ Yes ☐ No Cardinale ☒ Yes ☐ No
Kent ☒ Yes ☐ No Lill ☒ Yes ☐ No
Kozakiewicz ☒ Yes ☐ No
THE RESOLUTION WAS ☒ WAS NOT
THEREUPON DULY ADOPTED

Adopted

12/4/01

TOWN OF RIVERHEAD

Resolution # 1198

**AUTHORIZES TOWN CLERK TO POST AND PUBLISH PUBLIC NOTICE OF
PUBLIC HEARING TO CONSIDER A PROPOSED LOCAL LAW FOR AN
AMENDMENT OF CHAPTER 101 (VEHICLES & TRAFFIC) OF THE RIVERHEAD
TOWN CODE**

~~COUNCILMAN KENT~~

_____ offered the following resolution,

~~COUNCILMAN KENT~~

which was seconded by _____:

RESOLVED, that the Town Clerk be and is hereby authorized to post and publish the attached public notice to consider a proposed local law to consider the amendment of Chapter 101 entitled, "Vehicles & Traffic" of the Riverhead Town Code, once in the December 13, 2001 issue of **News Review**, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall; and be it further

RESOLVED, that the Town Clerk shall provide a certified copy of this resolution to the Police Chief Joseph Grattan and the Office of the Town Attorney.

THE VOTE

Densieski ☒ Yes ___ No ___ Cordingato ☒ Yes ___ No ___
 Kent ☒ Yes ___ No ___ Lodi ☒ Yes ___ No ___
 Kozakiewicz ☒ Yes ___ No ___

THE RESOLUTION WAS ☒ WAS NOT ___
 THEREUPON DULY ADOPTED

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE, that a public hearing will be held on the 15th day of January, 2002 at 7:10 p.m. o'clock at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to consider a proposed local law to amend Chapter 101 of the Riverhead Town Code entitled, "Vehicles & Traffic" as follows:

§101-13. Parking time limited.

- E. Two hours. The parking of vehicles for a period of longer than two hours is prohibited in the following locations between the hours of 9:00 a.m. and 5:30 p.m., except Sundays and holidays:

Street	Side	Location
<u>First Street</u>	<u>North</u>	<u>From its intersection with the east curbline of Roanoke Avenue to a point 212 feet east</u>

Dated: Riverhead, New York
December 4, 2001

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD**

BARBARA GRATTAN, Town Clerk

- Underline represents addition(s)

12/4/01

Adopted

TOWN OF RIVERHEAD

Resolution # 1199**APPOINTS A RECREATION AIDE
TO THE RIVERHEAD RECREATION DEPARTMENT****COUNCILMAN KENT**

offered the following resolution,

which was seconded by **COUNCILMAN LULL**

RESOLVED, that Lisa Lindsay is hereby appointed to serve as a Recreation Aide for the Holiday Fun Program effective December 8, 2001, to and including December 15, 2001 and to be paid at the rate of \$8.50 per hour, and to serve at the pleasure of the Town Board; and

BE IT FURTHER, RESOLVED, that this position is subject to the following condition(s):

1. All applications and appropriate forms are to be completed (in the Office of Accounting) **PRIOR** to start date.

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward this Resolution to the Recreation Department and the Office of Accounting.

THE VOTE

Densioski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS ☒ WAS NOT ☐
THEREUPON DULY ADOPTED

12/4/01

2219
Adopted

TOWN OF RIVERHEAD

Resolution # 1200

APPOINTS A RECREATION AIDE
TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILMAN CARDINALE

offered the following resolution,

which was seconded by

COUNCILMAN DENSIESKI

RESOLVED, that Leslie Miller is hereby appointed to serve as a Recreation Aide for the Holiday Fun Program effective December 8, 2001, to and including December 15, 2001 and to be paid at the rate of \$7.50 per hour, and to serve at the pleasure of the Town Board; and

BE IT FURTHER, RESOLVED, that this position is subject to the following condition(s):

1. All applications and appropriate forms are to be completed (in the Office of Accounting) **PRIOR** to start date.

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward this Resolution to the Recreation Department and the Office of Accounting.

THE VOTE

Densieski ☒ Yes ___ No ___ Cardinale ☒ Yes ___ No ___

Kent ☒ Yes ___ No ___ Jodi ☒ Yes ___ No ___

Kozakiewicz ☒ Yes ___ No ___

THE RESOLUTION WAS ☒ WAS NOT ☐

THEREUPON DULY ADOPTED

12/4/01

2220
Adopted

TOWN OF RIVERHEAD

Resolution # 1201

APPOINTS A RECREATION AIDE
TO THE RIVERHEAD RECREATION DEPARTMENT
COUNCILMAN DENSIESKI

_____ offered the following resolution,
which was seconded by COUNCILMAN KENT

RESOLVED, that Timothy Donoghue is hereby appointed to serve as a Recreation Aide for the Holiday Fun Program effective December 8, 2001, to and including December 15, 2001 and to be paid at the rate of \$7.50 per hour, and to serve at the pleasure of the Town Board; and

BE IT FURTHER, RESOLVED, that this position is subject to the following condition(s):

1. All applications and appropriate forms are to be completed (in the Office of Accounting) **PRIOR** to start date.

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward this Resolution to the Recreation Department and the Office of Accounting.

THE VOTE
Densieski ☒ Yes ☐ No Cardinale ☒ Yes ☐ No
Kent ☒ Yes ☐ No Lill ☒ Yes ☐ No
Kozakowski ☒ Yes ☐ No
THE RESOLUTION WAS ☒ WAS NOT ☐
THEREUPON DULY ADOPTED

Adopted

12/4/01

TOWN OF RIVERHEAD

Resolution # 1202**APPOINTS RECREATION AIDE
TO THE RIVERHEAD RECREATION DEPARTMENT**~~COUNCILMAN LULL~~

_____ offered the following resolution,

~~COUNCILMAN KENT~~

which was seconded by _____

RESOLVED, that Doreen Jackson is hereby appointed as a Recreation Aide with the working title of a Basketball Instructor, effective, December 5, 2001 to and including December 31, 2001, to be paid at the rate of \$12.50 per hour, and to serve at the pleasure of the Town Board; and

BE IT FURTHER, RESOLVED, that this position is subject to the following condition(s):

All applications and appropriate forms are to be completed (in the Office of Accounting) PRIOR to start date; and

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward this Resolution to the Recreation Department and the Office of Accounting.

THE VOTE

Densleski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS ☒ WAS NOT _____
THEREUPON DULY ADOPTED

Adopted

AWARDS BID EXTENSION NO. 59
DEEP HOLE ROAD SUBDIVISION
RIVERHEAD WATER DISTRICT

Adopted 1203

COUNCILMAN DENSIECKI

_____ offered the following resolution
which was seconded by COUNCILMAN DENSIECKI,

WHEREAS, this Town Board did authorize the advertisement for bids for the installation of water mains and appurtenances for Extension No. 59 of the Riverhead Water District, Deep Hole Road Subdivision, and

WHEREAS, the Town Clerk was authorized to advertise for such bids, and

WHEREAS, all bids received were opened and read aloud on the date and time advertised in the notice, and

WHEREAS, a low bid was submitted by Merrick Utilities Associates, Inc. in the reported amount of \$131,605, and by letter dated October 1, 2001, Merrick Utilities advised that this bid was submitted in error and requested that it be withdrawn. The engineer has examined the bid and has independently determined that in fact there was a miscalculation in the preparation of the bid, and

WHEREAS, it has been recommended by H2M, consulting engineers to the Riverhead Water District, by letter dated November 2, 2001, that the bid be awarded to Roy Wanser, Inc. of Bohemia, New York, in the total bid amount of \$157,425,

NOW, THEREFORE, BE IT

RESOLVED, that the bid for the installation of water mains and appurtenances for Extension No. 59 of the Riverhead Water District, Deep Hole Road Subdivision, be and is hereby awarded to Roy Wanser, Inc. of Bohemia, New York, in the bid amount of \$157,425, and be it further

RESOLVED, that the Town Clerk forward certified copies of this resolution to Roy Wanser, Inc.; Frank Isler, Esq.; H2M, Riverhead Water District, and the Accounting Department, be it further

RESOLVED, that the Town clerk is hereby authorized to return to all the unsuccessful original bidders their respective bid security and it is further

RESOLVED, that upon completion of fully executed contracts and the filing of said contract with the Town Clerk, the Town Clerk is hereby authorized to release to the successful bidder the bidder's bid security.

THE VOTE
Densiecki ☒ Yes ☐ No Cardinals ☒ Yes ☐ No
Kent ☒ Yes ☐ No Lelli ☒ Yes ☐ No
Kozakiewicz ☒ Yes ☐ No
THE RESOLUTION WAS ☒ WAS NOT ☐
THEREUPON DULY ADOPTED

AWARDS BID DARREN DEVELOPMENT
CRESCENT ON THE SOUND
RIVERHEAD WATER DISTRICT

Adopted 1204

~~COUNCILMAN LULL~~

which was seconded by COUNCILMAN KENT, offered the following resolution

WHEREAS, this Town Board did authorize the advertisement for bids for the installation of water mains and appurtenances for Darren Development, Crescent on the Sound, and

WHEREAS, the Town Clerk was authorized to advertise for such bids, and

WHEREAS, all bids received were opened and read aloud on the date and time advertised in the notice, and

WHEREAS, it has been recommended by H2M, consulting engineers to the Riverhead Water District, by letter dated November 14, 2001, that the bid be awarded to Elmore Associates, Inc. of Medford, New York, in the total bid amount of \$71,543,

NOW, THEREFORE, BE IT

RESOLVED, that the bid for the installation of water mains and appurtenances for Darren Development, Crescent on the Sound, be and is hereby awarded to Elmore Associates, Inc. of Medford, New York, in the bid amount of \$71,543, and be it further

RESOLVED, that the Town Clerk forward certified copies of this resolution to Elmore Associates, Inc.; Frank Isler, Esq.; H2M, Riverhead Water District, and the Accounting Department, be it further

RESOLVED, that the Town clerk is hereby authorized to return to all the unsuccessful original bidders their respective bid security and it is further

RESOLVED, that upon completion of fully executed contracts and the filing of said contract with the Town Clerk, the Town Clerk is hereby authorized to release to the successful bidder the bidder's bid security.

THE VOTE
Densioski ☒ Yes ☐ No Densioski ☒ Yes ☐ No
Kent ☒ Yes ☐ No Kent ☒ Yes ☐ No
Kozakiewicz ☒ Yes ☐ No
THE RESOLUTION WAS ☐ WAS NOT ☒
THEREUPON DULY ADOPTED

12/4/01

Tabled

Adopted

04/02/02**TOWN OF RIVERHEAD****Resolution # 1205****ACCEPTS PERFORMANCE BOND OF KNOLLS OF FOX HILL, INC.****COUNCILMAN KENT**

offered the following resolution,

which was seconded by

COUNCILMAN CARDINALE

WHEREAS, the Knolls of Fox Hill, Inc. has posted a performance bond in the sum of Thirty Two Thousand Five Hundred Seventy Eight Dollars (\$32,578) representing the 5% site plan bond for the work at Bluffs Drive South, Baiting Hollow, New York 11933 Suffolk County Tax Map # 600-011.02-01-165 thru 172 pursuant to Section 108-133 (I) of the Riverhead Town Code; and

WHEREAS, the Town Attorney has reviewed said performance bond and deems it to be sufficient in its form.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby accepts the 5% performance bond in the sum of Thirty Two Thousand Five Hundred Seventy Eight Dollars (\$32,578)(No: 3SE01216900) issued to the Town of Riverhead; and,

BE IT FURTHER RESOLVED, that the Town Clerk of the Town of Riverhead is hereby authorized to forward a certified copy of this resolution to Knolls of Fox Hill, Inc. 377 Oak Street, Garden City, New York 11530, the Building Department; the Planning Department and the Town Attorney's Office.

On April 2, 2000-Councilman Densieski offered the resolution to be brought off the table, seconded by councilman Lull.

All members in favor of bringing resolution off the table.

Cardinale ☒ Yes ☐ NoDensieski ☒ Yes ☐ NoKent ☒ Yes ☐ NoLull ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ NoThe Resolution Was ☐ Was Not ☒

Thereupon Duly Declared Adopted

Councilman Densieski offered the resolution for adoption, which was seconded by Councilwoman Sanders.

The VOTE: Sanders Yes, Blass Yes, Densieski Yes, Kent Yes, Lull Yes, and Kozakiewicz Yes. Resolution was ADOPTED

L:\2001.resos\Dec.4,2001\12.4.01.Knolls.doc

Sanders, Yes, Blass, Yes, Densieski, No,

Lull, Yes, and Kozakiewicz, Yes.

Resolution was ADOPTED

Tabled Adopted

December 4th, 2001

Adopted

TOWN OF RIVERHEAD

Resolution # 1206**APPROVES A TEMPORARY SIGN PERMIT FOR CRESENT ON THE SOUND**COUNCILMAN DENSIESKI

offered the following resolution, which was

COUNCILMAN KENT

seconded by _____.

WHEREAS, a temporary sign permit application and sketch were submitted by Donald Monti, for property located at North Wading River Road and Crescent Court, Wading River, New York 11792 and

WHEREAS, pursuant to Section 108-56 C(5) of the Town Code of the Town of Riverhead, the application does not require the recommendation of the Architectural Review Board, and

WHEREAS, the sketch has been approved by three (3) Town Board members, now

THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby approves a temporary sign permit application submitted by Donald Monti, and

BE IT FURTHER

RESOLVED, that said temporary sign shall be erected for a period not to exceed six (6) month from the date hereof or the issuance of the permit for the permanent sign, whichever first occurs, and

BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Donald Monti, Crescent on the Sound Development Corp., #9 Gerhard Road, Plainview, New York 11803 and the Building Department and Planning Department.

THE VOTE

Densleski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Carlini	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	...	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kozakowski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS ☒ WAS NOT ☐
THEREUPON DULY ADOPTED

December 4th, 2001

Adopted

TOWN OF RIVERHEAD

Resolution # 1207**APPROVES A TEMPORARY SIGN PERMIT FOR HUGO BOSS (BANNER)**~~COUNCILMAN~~ LEE

offered the following resolution, which was

~~COUNCILMAN~~ CANDINALE

seconded by _____.

WHEREAS, a temporary sign permit application and sketch were submitted by Vincent Ottomanelli, for property located at Tanger Outlet Center, Tanger I, Suite 210, Riverhead, New York 11901, and

WHEREAS, pursuant to Section 108-56 C(5) of the Town Code of the Town of Riverhead, the application does not require the recommendation of the Architectural Review Board, and

WHEREAS, the sketch has been approved by three (3) Town Board members, now

THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby approves a six month temporary sign permit application submitted by Vincent Ottomanelli, and

BE IT FURTHER

RESOLVED, that said temporary sign shall be erected for a period not to exceed six (6) months from the date hereof or the issuance of the permit for the permanent sign, whichever first occurs, and

BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Otto Manelli, 601 West 26th Street, 8th Floor, New York 10001 and the Building Department and Planning Department.

THE VOTE
 Densleski ☒ Yes ☐ No ☐ Absent ☒ Yes ☐ No
 Kent ☒ Yes ☐ No ☐ Absent ☒ Yes ☐ No
 Kozakiewicz ☐ Yes ☒ No
THE RESOLUTION WAS ☒ WAS NOT ☐
THEREUPON DULY ADOPTED

12/4/01

TOWN OF RIVERHEAD

Adopted

Resolution # 1208

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE OF A
PUBLIC HEARING TO CONSIDER A LOCAL LAW AMENDING CHAPTER 63-A
ENTITLED "GRAFFITI" OF THE RIVERHEAD TOWN CODE**

COUNCILMAN DENSIESKI offered the following resolution, was seconded by

COUNCILMAN KENT :

RESOLVED, the Town Clerk be and is hereby authorized to publish the attached public notice once in the January 10th, 2002 issue of the News Review, the newspaper hereby designated as the official newspaper for this purpose, and to cause a copy of the proposed local law amending Chapter 63-A entitled "Graffiti" of the Riverhead town code to be made available for inspection in the office of the Town Clerk during normal business hours; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to the Building Department and the Office of the Town Attorney.

THE VOTE

Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cell	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kozalowski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS ☒ WAS NOT ☐

THEREUPON DULY ADOPTED

TOWN OF RIVERHEAD
PUBLIC NOTICE

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead at 200 Howell Avenue, Riverhead, New York on the 15th day of January, 2002 at 7:05 o'clock p.m. to consider a local law amending Chapter 63-A entitled "Graffiti " of the Riverhead town code. A copy of the proposed local law is available for inspection in the office of the Town Clerk during normal business hours.

12/04/01

Adopted

TOWN OF RIVERHEAD

Resolution # 1209

ACCEPTS IRREVOCABLE LETTER OF CREDIT OF PRG CORP.

COUNCILMAN LULL

offered the following resolution,

which was seconded by

COUNCILMAN CARDINALE

WHEREAS, PRG Corporation has posted an Irrevocable Letter of Credit in the sum of Sixteen Thousand Three Hundred Twenty Dollars (\$16,320) representing the 5% site plan bond for the work at 3829 Middle Country Road, Calverton, New York - Suffolk County Tax Map # 600-099.00-01-003.00 pursuant to Section 108-133 (I) of the Riverhead Town Code; and

WHEREAS, the Town Attorney has reviewed said letter of credit and deems it to be sufficient in its form.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby accepts the 5% performance bond in the sum of Sixteen Thousand Three Hundred Twenty Dollars (\$16,320) issued to the Town of Riverhead; and,

BE IT FURTHER RESOLVED, that the Town Clerk of the Town of Riverhead is hereby authorized to forward a certified copy of this resolution to Peter S. Danowski, Jr., Esq., 616 Roanoke Avenue, PO Box 779, Riverhead, New York 11901, PRG Corp., 425 County Road 39, Southampton, New York 11968, the Building Department; the Planning Department and the Town Attorney's Office.

THE VOTECardinale ☒ Yes ☐ NoDensieski ☒ Yes ☐ NoKent ☒ Yes ☐ NoLull ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ No

The Resolution Was ☒ Was Not ☐
Thereupon Duly Declared Adopted

12/4/01

Adopted

TOWN OF RIVERHEAD

Resolution # 1210

ACCEPTS CASH BOND OF ANTONINO MILITELLO

COUNCILMAN DENSIESKI offered the following resolution,

which was seconded by COUNCILMAN KENT

WHEREAS, Antonino Militello has posted a cashiers check in the sum of Two Thousand One Hundred Seventy Five Dollars (\$2,175) representing the 5% site plan bond for the work at 721 East Main Street, Riverhead, New York - Suffolk County Tax Map # 600-127.00-07-020.01 pursuant to Section 108-133 (I) of the Riverhead Town Code.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby accepts the cashiers check for the 5% security bond in the sum of Two Thousand One Hundred Seventy Five Dollars (\$2,175)(check # 67247944) issued to the Town of Riverhead; and,

BE IT FURTHER RESOLVED, that the Town Clerk of the Town of Riverhead is hereby authorized to forward a certified copy of this resolution to Antonino Militello, 120 Blydenbergh Avenue, Smithtown, New York 11787, the Building Department; the Planning Department and the Town Attorney's Office.

THE VOTECardinale ☒ Yes ☐ NoDensieski ☒ Yes ☐ NoKent ☒ Yes ☐ NoLull ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ No

The Resolution Was ☒ Was Not ☐
Thereupon Duly Declared Adopted

12/04/01

TOWN OF RIVERHEAD

Adopted

RESOLUTION # 1211

Adopted December 4, 2001

APPOINTS TEMPORARY CLERKS TO THE TAX RECEIVER'S OFFICE

~~COUNCILMAN KENT~~

_____ offered the following resolution which
 was seconded by COUNCILMAN KENT

WHEREAS, this Town Board recognizes the need to provide additional clerical personnel to the Office of the Receiver of Taxes to assist in the processing of tax money.

NOW, THEREFORE, BE IT RESOLVED, that Sharon Bilunas and Lisa Hansen be and are hereby appointed as temporary clerks effective December 17, 2001 through January 18, 2002 at an hourly rate of compensation of

Sharon Bilunas	\$9.20 per hour
Lisa Hansen	\$9.10 per hour

and

BE IT FURTHER RESOLVED that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Sharon Bilunas, 728 Herricks Lane, P.O. Box 616, Jamesport, New York; Lisa Hansen, 297 Washington Avenue, Riverhead, New York; Diane M. Stuke, Receiver of Taxes; and the Office of Accounting.

THE VOTE

Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinal	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	DeLo	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Residente	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS ☒ WAS NOT ☐
 THEREUPON DULY ADOPTED

December 4, 2001

TOWN OF RIVERHEAD

2232
Adopted

Resolution # 1212

**AUTHORIZING THE SUPERVISOR TO EXECUTE AN AGREEMENT
TERMINATING THE AGREEMENT, DATED DECEMBER 31, 1997, WITH WASTE
MANAGEMENT OF NEW YORK, LLC, LONG ISLAND DIVISION**

COUNCILMAN CARDINALE

offered the following resolution, was seconded

by **COUNCILMAN KENT** :

WHEREAS, the Town has entered into a certain agreement dated December 31, 1997 leasing a portion of the Youngs Avenue Landfill property to Universal Recycling Services, Inc.; and

WHEREAS, said agreement was assigned to Waste Management of Long Island; and

WHEREAS, the Town Board on August 21, 2001, adopted Resolution # 913 authorizing the Supervisor to terminate the agreement; and

WHEREAS, Waste Management has agreed to vacate the premises and resolve the open issues between the Town and Waste Management and a proposed Agreement, in the form and substance as attached hereto, has been accepted by Waste Management to that effect; and

WHEREAS the Agreement that has been accepted by Waste Management fairly resolves the issues between the Town and Waste Management, and it is determined to be in the best interests of the Town of Riverhead to resolve the issues in dispute in accordance with the terms of the proposed agreement;

BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby accepts the terms and conditions of the proposed Agreement in the form and substance as attached hereto; and it is further

RESOLVED, that the Town Supervisor is hereby authorized to execute the proposed Agreement and to sign any other documents necessary to perform the terms of the Agreement; and it is further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Smith, Finkelstein, Lundberg, Isler and Yakaboski, LLP., P.O. Box 389, 456 Griffing Avenue, Riverhead, New York 11901; John Hansen, Finance, Dawn C. Thomas, Esq., Kenneth Testa, P.E.; and Thomas Wolpert, P.E.

THE VOTE
Densieski ☒ Yes ☐ No Cardinale ☒ Yes ☐ No
Kent ☒ Yes ☐ No Lull ☒ Yes ☐ No
Kozakiewicz ☒ Yes ☐ No
THE RESOLUTION WAS ☒ WAS NOT ☐
THEREUPON DULY ADOPTED

AGREEMENT

This Agreement is made and entered on the ____ day of November, 2001, by and between the Town of Riverhead, a municipal corporation having its principal offices at 200 Howell Avenue, Riverhead, New York, 11901, (hereinafter referred to as the Town) and Waste Management of New York, LLC, Long Island Division, with its principal offices at 1827 Gilford Avenue, New Hyde Park, New York, 11040 (hereinafter referred to as Waste Management).

WHEREAS the Town entered into an Agreement dated December 31, 1997 with Universal Recycling Services, Inc. (hereinafter referred to as the 1997 Agreement) which granted Universal Recycling Services, Inc. a license to operate a yard waste processing and composting facility over a portion of the Town's Young's Avenue facility; and

WHEREAS, on April 30, 1998, the Town consented to the assignment of the 1997 Agreement to Waste Management; and

WHEREAS, the parties have agreed that it is in their mutual interests to terminate the 1997 Agreement prior to the expiration of its stated term;

WHEREAS, Waste Management ceased acceptance of yard waste at this facility on or about October 15, 2001;
NOW, in consideration of the premises and of other good and valuable consideration herein stated, the parties agree as follows:

1. Waste Management shall vacate the premises on or before November __, 2001.

2. Subject to the authorization of the New York State Department of Environmental Conservation (NYSDEC) (see paragraph 6 below), Waste Management shall leave on the site and the Town shall have title to the following materials in the following estimated quantities:

triple ground	400 cubic yards
double ground	2,900 cubic yards
Single ground	13,100 cubic yards
screenings	5,000 cubic yards
screened topsoil	400 cubic yards

The parties acknowledge that the quantities shown are estimates but that the amount actually to be on site as of the date Waste Management vacates the premises shall be substantially the same as listed. "Substantially" shall be defined as within 10% of the amount listed. Within five (5) working days from the Town's receipt of written notice from Waste Management that Waste Management has vacated the premises, the Town shall inspect the site to determine whether the materials have been left on site in substantially the same quantities as listed above.

3. Upon receipt of the authorization of the NYSDEC referred to in paragraph 6 below, and upon the Town's verification of the quantities of material left on site, as set forth in paragraph 2 above, the Town shall deliver unencumbered title to the 1988 Caterpillar Model 988 Wheel Loader referenced in paragraph 8.0 of the 1997 Agreement.

4. Upon Waste Management's vacating the premises, it shall provide the Town with possession of the 1992 Maxigrind 9100 chipper referenced in paragraph 8.0 of the 1997 Agreement, and by doing so, shall release any and all claims it may have to said chipper.

5. Waste Management represents that it has not knowingly permitted or caused to have deposited, released or discharged on the licensed portion of the premises any toxic or hazardous substances as defined either by Section 9601(14) of Title 42 of the United States Code or any successor or similar section, or by any environmentally related statute enacted by the State of New York, including but not limited to, Article 12 of the Navigation Law. In the event that toxic or hazardous materials were deposited, released or discharged on the licensed portion of the premises during the period Waste Management was in possession of same as a result of Waste Management's intentional or negligent acts or omissions, Waste Management shall indemnify and hold the Town harmless from and on account of any claim, judgment, cleanup order or related expenses, including, but not limited to, the Town's reasonable attorney fees.

6. Waste Management shall obtain and deliver to the Town written notice from the NYSDEC that:

a. Waste Management is not in violation of any provision of its permit or any other Part 360 requirement with respect to Waste Management's operations at the licensed premises.

[In the event the NYSDEC reports that Waste Management is in violation of any permit or Part 360 requirement, Waste Management agrees to cure the violation(s) at its sole cost and expense, including payment of any fines or penalties imposed, and provide to the Town written certification from the NYSDEC that the violations have been remedied].

b. that the material listed in paragraph 2 above can remain and continue to be stockpiled on site as is.

c. that Waste Management can vacate the premises without performance of any additional closure or other related requirements.

[If NYSDEC identifies steps that must be taken prior to Waste Management's departure from the site, Waste Management agrees to perform them at its sole cost and expense and shall provide the Town with written certification from the NYSDEC that closure requirements have been complied with by Waste Management].

7. Provided that Waste Management has performed its obligations under this agreement, and provided that the materials in the substantially same quantities as listed in paragraph 2 remain on site when Waste Management vacates the premises, with the NYSDEC under paragraph 6 above, Waste Management shall be relieved from paying to the Town the PILOT payments called for under paragraph 8.0 of the 1997 Agreement.

8. Waste Management has neither incurred nor created any liability or obligation to the Town by virtue of the cessation of acceptance of yard waste on or about October 15, 2001.

9. Upon completion of the above items, neither the Town nor Waste Management shall have any further obligation or liability to the other under the 1997 Agreement, except that the indemnification obligations of the parties under section 5.0 of the 1997 Agreement shall survive.

10. In the event of a breach of this agreement by either party, the non-breaching party's sole remedy shall be an action for enforcement of this agreement and/or damages arising from said breach, and no claims or rights which may have been created or which may have existed under the 1997 Agreement shall be revived.

Waste Management of New York LLC
Long Island Division

Town of Riverhead

By: _____

By: _____

12/4/01

Adopted

TOWN OF RIVERHEAD

Resolution # 1213

**ACCEPTS S.C.N.B. IRREVOCABLE LETTERS OF CREDIT (2) OF SCHEMBRI
HOMES, INC. (ROAD & DRAINAGE IMPROVEMENTS &
PARK AND RECREATION FEES – "SOUND MEADOWS")**

COUNCILMAN DENSIESKI

_____ offered the following resolution, was seconded by

COUNCILMAN KENT

WHEREAS, by resolution adopted on October 24, 2001, the Riverhead Planning Board did conditionally approve the final plat of "Sound Meadows", with two of the conditions of final approval being the submission and filing of a performance bond or other acceptable form of performance security in the amount of \$1,332,000.00 covering the road and drainage improvements and \$165,000.00 covering park and recreation fees within said subdivision; and

WHEREAS, Schembri Homes, Inc. has submitted to the Town an Irrevocable Letter of Credit drawn by Suffolk County National Bank, Letter of Credit No. 011119 in the amount of \$1,332,000.00, having an expiration date of November 19, 2002 and Irrevocable Letter of Credit drawn by Suffolk County National Bank, Letter of Credit No. 011119A in the amount of \$165,000.00, having an expiration date of November 19, 2002 covering road and drainage improvements and park and recreation fees respectively; and

WHEREAS, the Town Attorney has reviewed said S.C.N.B. Irrevocable Letters of Credit No. 010131B and has determined that same is satisfactory in their form.

NOW THEREFORE BE IT RESOLVED, the Town Board of the Town of Riverhead hereby accepts S.C.N.B. Irrevocable Letter of Credit No. 011119 in the amount of \$1,332,000.00, and accepts S.C.N.B. Irrevocable Letter of Credit No. 011119A in the amount of \$165,000.00, both having an expiration date of November 19, 2002, covering the road and drainage improvements and park and recreation fees within said subdivision; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Schembri Homes, Inc., 2042 North Country Road, Suite 203, P.O. Box 6, Wading River, New York, 11792; The Suffolk County National Bank, Attn: David DeVito, Vice President, 137 West Broadway, P.O. Box 442, Port Jefferson, New York, 11777; the Planning Department; the Planning Board; the Building Department and the Office of the Town Attorney.

THE VOTE

Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Full	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kuzakowski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS ☒ WAS NOT ☐
THEREUPON DULY ADOPTED

12/04/01

TOWN OF RIVERHEAD

Resolution # 1214APPROVES REQUEST FOR LEAVE OF ABSENCECOUNCILMAN LULL

offered the following

resolution, which was seconded by COUNCILMAN CARDINALE

WHEREAS, Arnold Wulffraat, currently a Maintenance Mechanic II in the Water Department has requested a one year non-paid leave of absence from the Town Board.

NOW, THEREFORE, BE IT RESOLVED, that Arnold Wulffraa's request for a one year non-paid leave of absence from his current position of Maintenance Mechanic II is hereby approved.

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Arnold Wulffraat, the Water Department, and the Office of Accounting.

THE VOTE

Cardinale ☒ Yes ☐ NoDensieski ☒ Yes ☐ NoKent ☒ Yes ☐ NoLull ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ No

12/04/01

Adopted

TOWN OF RIVERHEAD

Resolution # 1215**PROMOTION TO WATER TREATMENT PLANT OPERATOR TRAINEE IN THE
WATER DEPARTMENT****COUNCILMAN CARDINALE**

_____ offered the following

resolution, which was seconded by _____

COUNCILMAN LULL

WHEREAS, a vacancy exists for the position of Water Treatment Plant Operator Trainee in the Water Department; and

WHEREAS, it is the recommendation of the Department head for the Water Department and the Town Board Personnel Committee that Arnold Wulffraat currently a Maintenance Mechanic II be appointed.

NOW, THEREFORE, BE IT RESOLVED, that effective December 10, 2001, the Town Board hereby promotes Arnold Wulffraat to the position of Water Treatment Plant Operator Trainee on Group 9, Step 4 of the Operational and Technical Salary Schedule of the CSEA Contract; and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Arnold Wulffraat, the Water Department and the Office of Accounting.

THE VOTE

Cardinale ☒ Yes ☐ NoDensieski ☒ Yes ☐ NoKent ☒ Yes ☐ NoLull ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ No

Adopted

12/4/01

TOWN OF RIVERHEAD

Resolution # 1216

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE OF A
PUBLIC HEARING TO CONSIDER A LOCAL LAW AMENDING ARTICLE
XXXXI ENTITLED "WIRELESS COMMUNICATIONS AND ANTENNAS" OF
CHAPTER 108 ENTITLED "ZONING" OF THE RIVERHEAD TOWN CODE**

COUNCILMAN DENSIESKI

offered the following resolution, was seconded by

COUNCILMAN KENT

RESOLVED, the Town Clerk be and is hereby authorized to publish the attached public notice once in the December 13, 2001 issue of the News Review, the newspaper hereby designated as the official newspaper for this purpose, and to cause a copy of the proposed local law amending Article XXXXI entitled "Wireless Communications and Antennas" of Chapter 108 entitled "Zoning" of the Riverhead town code to be made available for inspection in the office of the Town Clerk during normal business hours; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to the Planning Department; the Planning Board, the Zoning Board of Appeals, the Building Department; and the Office of the Town Attorney.

THE VOTE

Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lui	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS ☒ WAS NOT ☐
THEREUPON DULY ADOPTED

TOWN OF RIVERHEAD
PUBLIC NOTICE

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead at 200 Howell Avenue, Riverhead, New York on the 18th day of December, 2001 at 2:10 o'clock p.m. to consider a local law amending Article XXXXI entitled "Wireless Communications and Antennas" of Chapter 108 entitled "Zoning" of the Riverhead town code. A copy of the proposed local law is available for inspection in the office of the Town Clerk during normal business hours.

12/4/01

TOWN OF RIVERHEAD

Resolution # 1217

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE OF A
PUBLIC HEARING TO CONSIDER A LOCAL LAW AMENDING SECTION 52-
10 ENTITLED "BUILDING PERMIT FEES" OF CHAPTER 52 ENTITLED
"BUILDING CONSTRUCTION" OF THE RIVERHEAD TOWN CODE**

~~COUNCILMAN CARDINALE~~

_____ offered the following resolution, was seconded by

~~COUNCILMAN LULL~~

RESOLVED, the Town Clerk be and is hereby authorized to publish the attached public notice once in the December 13th, 2001 issue of the News Review, the newspaper hereby designated as the official newspaper for this purpose, and to cause a copy of the proposed local law amending Section 52-10 entitled "Building permit fees" of Chapter 52 entitled "Building Construction" of the Riverhead town code to be made available for inspection in the office of the Town Clerk during normal business hours; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to the Planning Department; the Planning Board, the Zoning Board of Appeals, the Building Department; and the Office of the Town Attorney.

THE VOTE
Densleski ☒ Yes ___ No ___ Cardinale ☒ Yes ___ No ___
Kent ☒ Yes ___ No ___ Lull ☒ Yes ___ No ___
Kozakiewicz ☒ Yes ___ No ___
THE RESOLUTION WAS ☒ WAS NOT ___
THEREUPON DULY ADOPTED

TOWN OF RIVERHEAD
PUBLIC NOTICE

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead at 200 Howell Avenue, Riverhead, New York on the 18th day of December, 2001 at 2:15 o'clock p.m. to consider a local law amending Section 52-10 entitled "Building Permit Fees" of Chapter 52 entitled "Building Construction" of the Riverhead town code. A copy of the proposed local law is available for inspection in the office of the Town Clerk during normal business hours.

Adopted

12/4/01

TOWN OF RIVERHEAD

Resolution # 1218

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE OF A
PUBLIC HEARING TO CONSIDER A LOCAL LAW AMENDING SECTION 58.1
ENTITLED "YARD SALES" OF ARTICLE XIII ENTITLED "SUPPLEMENTARY
USE REGULATIONS" OF CHAPTER 108 ENTITLED "ZONING" OF THE
RIVERHEAD TOWN CODE**

COUNCILMAN LULL

_____ offered the following resolution, was seconded by

COUNCILMAN KENT

RESOLVED, the Town Clerk be and is hereby authorized to publish the attached public notice once in the December 13th, 2001 issue of the News Review, the newspaper hereby designated as the official newspaper for this purpose, and to cause a copy of the proposed local law amending Section 58.1 entitled "Yard Sales" of Article XIII entitled "supplementary Use Regulations" of Chapter 108 entitled "Zoning" of the Riverhead town code to be made available for inspection in the office of the Town Clerk during normal business hours; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to the Planning Department; the Planning Board, the Zoning Board of Appeals, the Building Department; and the Office of the Town Attorney.

THE VOTE
Denciocki ☒ Yes ___ No ___ Cardinalo ☒ Yes ___ No ___
Kent ☒ Yes ___ No ___ Lull ☒ Yes ___ No ___
Rosa-Kowicz ☒ Yes ___ No ___
THE RESOLUTION WAS ☒ WAS NOT ___
THEREUPON DULY ADOPTED

TOWN OF RIVERHEAD
PUBLIC NOTICE

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead at 200 Howell Avenue, Riverhead, New York on the 18th day of December, 2001 at 2:20 o'clock p.m. to consider a local law amending Section 58.1 entitled "Yard Sales" of article XIII entitled "Supplementary Use Regulations" of Chapter 108 entitled "Zoning" of the riverhead town code. A copy of the proposed local law is available for inspection in the office of the Town Clerk during normal business hours.

12/04/01

Adopted

TOWN OF RIVERHEAD

Resolution # 1219**SETS REGISTRATION FEES FOR THE RIVERHEAD RECREATION
DEPARTMENT****COUNCILMAN CARDINALE**

_____ offered the following resolution,

which was seconded by _____

COUNCILMAN KENT

BE IT RESOLVED, that the Town Board sets the Registration Policy and Fees for the 2002 Winter Recreation Department Program Brochure.

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward this Resolution to the Recreation Department and the Office of Accounting.

THE VOTE

Densieski ☒ Yes ___ No ___ Cardinalo ☒ Yes ___ No ___Kent ☒ Yes ___ No ___ Lelli ☒ Yes ___ No ___Kozakiewicz ☒ Yes ___ No ___THE RESOLUTION WAS ☒ WAS NOT ___

THEREUPON DULY ADOPTED

12/04/01

Adopted

TOWN OF RIVERHEAD

Resolution # 1220

ADOPTS LOCAL LAW ENTITLED "MORATORIUM ON RESIDENTIAL DEVELOPMENT"

Councilman Densieski offered the following resolution, was seconded by Councilman Lull.

WHEREAS, pursuant to resolution 426, the Town Board directed the "Town Attorney to prepare a draft Local Law to ultimately effect a residential development Moratorium upon lands within the Agricultural Overlay District as proposed by the Riverhead Planning Board", and

WHEREAS, the Town Attorney has prepared said draft Local Law and the Town Board of the Town of Riverhead has reviewed the draft, and

WHEREAS, the Planning Board reviewed the draft proposed moratorium and offered suggested changes, and

WHEREAS, the Suffolk County Planning Commission has reviewed the proposed moratorium and has determined the matter to be an issue of local determination, and

WHEREAS, a public hearing was held on July 17, 2001 and comments on the proposed Local Law were heard by the Town Board, and

WHEREAS, based upon the comments received from the Planning Board and the public at the public hearing, the Town Board revised the proposed local law, and

WHEREAS, as second public hearing was held on the revised draft local law on October 16th, 2001, 7:20 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard.

NOW THEREFORE BE IT RESOLVED, RESOLVED that the proposed Local Law is a Type II action pursuant to 6 NYCRR Part 617.5(30), and be it further

RESOLVED, that a local law amending Chapter 108 of the Town Code of the Town of Riverhead to create a moratorium on residential development within Riverhead Town be and is hereby adopted as specified in the attached notice of adoption; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish the attached notice of adoption once in the **News Review** and to post same on the signboard at Town Hall; and be it further

c:\msword\reso\tsign.ph

THE VOTE
 Densieski ☒ Yes ___ No ___ Cardinale ☒ Yes ___ No ___
 Kent ☒ Yes ___ No ___ Lull ☒ Yes ___ No ___
 Kozakiewicz ___ Yes ___ No ___
 THE RESOLUTION WAS ☒ WAS NOT ___
 THEREUPON DULY ADOPTED

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Planning Department, Building Department, Town Attorney, Planning Board and Zoning Board of Appeals.

**TOWN OF RIVERHEAD
NOTICE OF ADOPTION**

PLEASE TAKE NOTICE, that the Town Board of the Town of Riverhead adopted a local law adding Chapter 109 entitled, "Moratorium on Residential Development" of the Riverhead Town Code at its regular meeting held on December 4, 2001 as follows:

LOCAL LAW NO. OF 2001

A LOCAL LAW creating a new Chapter 109 of the Code of the Town of Riverhead entitled: "Moratorium of Residential Development within the Town of Riverhead".

BE IT ENACTED by the Town Board of the Town of Riverhead as follows:

SECTION 1.

109-001. LEGISLATIVE INTENT.

In order to better protect the health, safety and welfare of its residents, the Town of Riverhead is currently updating its Comprehensive Plan so as to ensure the protection of its natural resources, including farmland, wetlands, coastal areas, water-front lands, and woodlands.

With the intent on establishing a comprehensive means of preserving farmland in Riverhead, Land Ethics, Inc., Inc., a subcontractor to the Town's Comprehensive Plan consultant, Abeles, Phillips, Preiss & Shapiro ("A, P, P & S"), has developed a draft chapter for the Comprehensive Plan entitled "Preservation Strategy for Agriculture in the Town of Riverhead".

With regard to Riverhead's unique opportunities as an agricultural community, in its draft chapter "Preservation Strategy for Agriculture in the Town of Riverhead" Land Ethics, Inc. stated as follows:

"Because of the large amount of farmland remaining in Riverhead, it's excellent climate and soils, as well as it's geographic location at the intersection of the North and South Forks, Riverhead is uniquely situated to benefit from agricultural preservation. Relative to other communities on eastern Long Island, Riverhead still has a large amount of contiguous agricultural space. Riverhead therefore has the potential to become the agricultural nexus or "heartland" of eastern Long Island ... Because of its unique geographic location, Riverhead stands to benefit economically if new

growth is well managed. To reap these benefits, Riverhead must carefully balance three areas of actions: the revitalization of downtown; the accommodation of new growth, and the maintenance of rural character in its outlying regions.”

With regard to the current state of agriculture and agricultural lands within the Town of Riverhead Land Ethics, Inc. further stated:

Over the nearly fifty-year period between 1950 and 1992, farmland in Suffolk County decreased 71 percent, from 123,346 acres to 35,353 acres. According to the Suffolk County Planning Department, farmland continues to decline at a rate of roughly 1,300 (1,289) acres per year. ... In 1968, Riverhead has 30 percent of the county’s farmland (19,550) acres; nearly 30 years later in 1996, despite a 9 percent drop in the Town agricultural acreage, Riverhead had 38% of the county’s farmland – 17,662 acres. These figures indicate that Riverhead has a critical role to play in the protection of prime agricultural lands in eastern Long Island.

In an effort to enable to Town to better preserve its agricultural heritage and open spaces, Land Ethics, Inc., in its draft “Preservation Strategy of Agriculture in the Town of Riverhead” has proposed significant changes to zoning which will impact residential development and to residential land development review procedures with the Town.

Due in part to the ongoing comprehensive planning effort that the Town of Riverhead has been engaged in for several years, the Town has experienced a significant increase of subdivision, site plan and special permit project applications in anticipation of pending changes. Currently there are numerous such pending applications within the proposed Agriculture Overlay District and the proposed Development Rights Receiving Districts. The influx of these development applications going forward under outdated policies and procedures will impair the effectiveness of the aforementioned proposed changes, further exacerbating the loss of natural resources sought to be preserved through the implementation of forthcoming update to the Comprehensive Plan. It is expected that the final version the Comprehensive Plan chapter outlining the preservation strategy for agriculture in the Town of Riverhead will be ready to be adopted and implemented by the Town in approximately six months from the effective date of this local law.

Pending the adoption of the update to the Comprehensive Plan, a moratorium on the subdivision of land and/or the approval of site plans or special permits on lands within the proposed Agricultural Overlay District and Development Rights Receiving Areas, will give the Town of Riverhead the breathing room it needs to adopt the zoning and planning changes necessary to protect the public health, safety, and welfare.

The moratorium is not a building moratorium. Those applicants for development who have obtained valid building permits are exempted from the moratorium. Likewise, those applicants for development who have received final conditional approval for residential land subdivision, residential site plans or residential special permits are exempted. This local law recognizes the need to balance preservation with business concerns. Those applicants for development who have invested considerable time and money and received their final conditional approvals, building permits, site plan approvals or special permits are exempt from the moratorium.

The law also provides a number of exemptions for owners of property seeking minor subdivisions so that it does not impose an undue burden upon them. Thus, residential subdivisions of four lots or less are exempted. As such, undue hardships will not be imposed where minimum community gains can be accomplished.

A well-planned community will serve all of the inhabitants of Riverhead. Surveys reveal that Towns with tighter zoning controls generally have lower taxes. High-density residential development often leads to the need for more expensive infrastructure, including more schools, police, roads, and sewers among other amenities. Low-density residential development generally leads to higher land values because the most beautiful portions of the community can be preserved via clustering and setbacks, a strong agricultural heritage and rural character can remain intact, and bays and ecosystems can be protected.

In addition, the advent of the two- percent transfer tax represents an opportunity of unprecedented proportion to save the best of Riverhead Town for future generations. Wide expenditure of these monies will serve to preserve the quality of life in the Town and enhance property values well into the future.

In short, sound planning will lead to a higher quality of life for all of Riverhead's citizens. By briefly pausing for a six (6) month period, rather than for a longer period of several years or more, in order to enact the recommendations of the Preservation Strategy for Agriculture in the Town of Riverhead, the Town is making a important investment for the future and upholding its commitments and obligations to its citizens.

109-002. Statutory Authority/Supersession.

This Chapter is adopted pursuant to Municipal Home Rule Law and the State Environmental Quality Review Act and its implementing regulations. It expressly supersedes any provisions of the Town Code of the Town of Riverhead, and §§ 267, 267-a, 267-b, 267-c, 274-a, 274-b and 276 of the Town Law of the State of New York. In particular, this Local law shall supersede and suspend those provisions of the Town code and New York State Law which require the Planning Board to accept, process and approve residential land subdivision applications within certain statutory time periods. In addition, this Local Law shall supersede and suspend those provisions of the Town Code of the Town of Riverhead as well as the Town Law of the State of New York which require the Town Board to accept, process and approve site plan and special permit applications. Furthermore, this Local Law shall supersede and suspend those provisions of the Town Code and the New York State Town Law which grant the Zoning Board of Appeals authority to hear appeals from applicable zoning provisions and specifically the time frames for decision making and holding hearings for decision making.

109-003 Applicability.

The provisions of this Chapter shall apply to all residential land subdivision, residential site plan and residential special use permit applications for lands within the Town of Riverhead.

109-004. Processing of Residential Subdivision Applications, Residential Site Plans Applications and Residential Special Permit Application Prohibited.

The Planning Board of the Town of Riverhead shall not issue any residential land subdivision approvals except as set forth herein. At the request of an applicant, the Planning Board may continue to process any application for residential subdivision during the moratorium period. At the request of an applicant, the Town Board may continue to process applications for residential site plan approval or for residential Special Permits. However, neither the Planning Board nor the Town Board shall grant any approvals, preliminary or final, for any residential land

subdivision, residential site plans or residential special permits except as set forth herein.

109-005. Time Period.

This Chapter shall apply for a period of six (6) months from the effective date hereof. This Chapter shall expire after said six (6) month period unless and until this time period is extended by the Town Board after adoption of a subsequent Local Law.

109-006 Applications excluded.

The following applications are excluded from this Chapter:

- (1) Residential minor subdivision applications or residential subdivision applications on tracts consisting of less than ten (10) acres.
- (2) Residential subdivision applications that have final conditional approval from the Planning Board prior to the effective date of this Chapter.
- (3) Residential site plan or residential special permit applications for residential development which have received final approval from the Town Board.
- (4) Residential subdivision applications modifying a map or its conditions of approval, including legal instruments, in connection with a previously filed map or final conditional approval adopted prior to the effective date of this Chapter. However, there shall be no modification to a map or conditions of approval that would create additional residential building lots on the subject parcel.
- (5) Residential subdivision applications where at least 70 percent of a tract is being preserved through acquisition and/or donation to the State, County, or Town open space programs, or through the use of recorded covenants and restrictions or mapped and filed perpetual scenic, conservation or agricultural easements; all of which shall be subject to approval by resolution of the Town Board.
- (6) Property designated pursuant to Articles 15 and 15-A of the General Municipal Law of the State of New York as an Urban Renewal Area.

(7) There shall be no further subdivision of any property having received any subdivision approval during the moratorium period.

109-007 Exemptions.

a) Supersession:

The provisions concerning exemption contained herein supersede any contrary provisions of the Town Code of the Town of Riverhead as well as the Town Law of the State of New York § § 267, 267-a, 267-b, 267-c, 274-a, 274-b and Town Law of the State of New York § 276. Specifically, this Local Law shall supersede those provisions of the Town Code and the New York State Town Law which grant the Zoning Board of Appeals authority to hear appeals from applicable zoning provisions and specifically the time frames for decision making and holding hearings for decision making are hereby superseded by this Local Law.

(b) Exemption Criteria and Procedure for Obtaining an Exemption

Applications may be exempted from the provisions of this Chapter, following a public hearing on notice before the Town Board. Upon such application, the Town Board shall consider:

(i) The proximity of the applicant's premises to natural resources, including prime agricultural soils, pine barrens, wetlands, coastal areas, endangered plant and animal species, wildlife and other similar environmental concerns;

(ii) The impact of the proposed subdivision of the applicant's premises and the surrounding area;

(iii) The environmental significance, if any, of the applicant's parcel and the proposed development's impact upon the environment, including existing transportation resources;

(iv) Compatibility of the proposed development with the aesthetic resources of the community and with the existing community character;

(v) Compatibility of the proposed development with the recommendations of comprehensive planning studies.

(2) In making a determination concerning a proposed exemption, the Town Board may obtain and consider written reports from the Planning Department, and such other sources as required in the discretion of the Town Board, and consistent with the proposes of this Chapter. A grant of an exemption to an applicant's application hereunder shall include a determination of unreasonable hardship upon the property owner which is unique to the property owner and a finding that the grant of an exemption will be in harmony with, and will be consistent with the recommendations of the Comprehensive Plan Update.

(3) An application under Subsection (1) shall be accompanied by a fee of \$250.00, together with the applicant's written undertaking, in a form to be approved by the Town Attorney and, in substance, approved by the Town Board, to pay either in advance or by reimbursement, at the Town Board's on-going election, any out-of-pocket costs incurred relating to the hearing, review, and determination of such application.

SECTION 2.

109-008 Severability.

If any section or subsection, paragraph, clause, phrase or portion of this local law shall be judged invalid or held unconstitutional by a court of competent jurisdiction, any judgment made thereby shall not effect the validity of this law as a whole or any part thereof other than the part of provision so adjudged to be invalid or unconstitutional.

SECTION 3.

109-009 Effective Date.

This Local Law shall take effect upon the filing of this Local Law with the Secretary of State pursuant to the Municipal Home Rule Law.

12/04/01

Adopted

TOWN OF RIVERHEAD

Resolution # 1221APPOINTS PRINCIPAL ACCOUNT CLERK

COUNCILMAN DENSIESKI offered the following
 resolution, which was seconded by COUNCILMAN LULL

WHEREAS, the position of Principal Account Clerk has been created in the Accounting Department, and

WHEREAS, the Town has received a Certified List of Eligibles from the Suffolk County Department of Civil Service and all willing acceptors were interviewed; and

WHEREAS, the position was duly posted, applicants have been interviewed and a recommendation was made by the Town Board Personnel Committee; and

NOW, THEREFORE, BE IT RESOLVED, that effective December 10, 2001 the Town Board hereby appoints Janet Griffin to the position of Principal Account Clerk on Group 5 Step 3A of the Administrative Salary Schedule of the CSEA Contract; and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Janet Griffin and the Office of Accounting.

THE VOTE

Cardinale ☒ Yes ☐ NoDensieski ☒ Yes ☐ NoKent ☒ Yes ☐ NoLull ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ No

TOWN OF RIVERHEADAUTHORIZATION TO DISCARD FIXED ASSETSRESOLUTION # 1222**COUNCILMAN KENT**

_____ offered the following resolution, which was seconded
by COUNCILMAN DENSIESKI

WHEREAS, broken equipment that has been salvaged for parts and is no longer usable; and

WHEREAS, after careful consideration, by the Highway Department a recommendation has been made to the Accounting Department that this equipment has no residual value and should be discarded. The Accounting Department hereby requests that the Town Board excess this property so that it may be removed from the records.

NOW, THEREFORE BE IT RESOLVED that the Accounting Department is hereby authorized to discard the following items:

<u>Tag #</u>	<u>Description</u>	<u>Tag #</u>	<u>Description</u>
2326	Control Head for Radio	3004	Motorola Radio
	3017		
3005	Motorola Radio	3017	Motorola Radio
3027	External Speaker for Radio	4459	Air Conditioner
5383	Control Head for Radio	5850	Control Head for Radio
	3005		3004
7164	Motorola Maxar 80	21163	Carrier Air Conditioner

THE VOTECardinale ☒ Yes ☐ NoDensieski ☒ Yes ☐ NoKent ☒ Yes ☐ NoLull ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ No

12/4/01

TOWN OF RIVERHEAD

Resolution # 1223

APPOINTS PART TIME HOUSING INSPECTOR
IN THE BUILDING DEPARTMENT

Councilman Lull _____ offered the following resolution, which was
seconded by _____ Councilman Kent _____.

WHEREAS, a vacancy exists in the Building Department for the position of Part Time Housing Inspector; and

WHEREAS, this position was duly posted #2001-35, and advertised; and

WHEREAS, it is the recommendation of the Personnel Committee that we hire Matthew White; and

NOW, THEREFORE, BE IT RESOLVED, that effective December 5, 2001, the Town Board hereby appoints Matthew White to the position of Part Time Housing Inspector at the hourly rate of \$20.5946 per hour; and

BE IT FURTHER RESOLVED, that the position of Full Time Housing Inspector is abolished; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Matthew White, the Building Department, and the Office of Accounting.

THE VOTE

ABSTAIN Densleski ☐ Yes ☐ No Cardinale ☒ Yes ☐ No
 Kent ☒ Yes ☐ No Lull ☒ Yes ☐ No
 Kozakiewicz ☒ Yes ☐ No

THE RESOLUTION WAS ☒ WAS NOT ☐
 THEREUPON DULY ADOPTED

12/04/01

Adopted

TOWN OF RIVERHEAD

Resolution # 1224AMENDS RESOLUTION #1180

COUNCILMAN DENSIESKI

_____ offered the following
 resolution, which was seconded by COUNCILMAN CARDINALE

WHEREAS, Resolution #1180 was adopted November 20, 2001, appointing Frederick Ligon to the Water Treatment Plant Operator Trainee effective December 3, 2001, and

WHEREAS, the title was listed as Water Treatment Plant Operator Trainee and should have read as Provisional Water Treatment Plant Operator Trainee.

THEREFORE, BE IT RESOLVED, that Resolution #1180 be amended to reflect the correct title of Provisional Water Treatment Plant Operator Trainee.

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Frederick Ligon and the Office of Accounting.

THE VOTE

Cardinale ☒ Yes ☐ NoDensieski ☒ Yes ☐ NoKent ☒ Yes ☐ NoLull ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ No

12/04/01

Adopted

TOWN OF RIVERHEAD

Resolution # 1225AMENDS RESOLUTION #1181COUNCILMAN DENSIESKI

offered the following

resolution, which was seconded by COUNCILMAN LULL

WHEREAS, Resolution #1181 was adopted November 20, 2001, appointing James Messina to the position of Water Treatment Plant Operator Trainee effective December 10, 2001, and

WHEREAS, the effective date should have been December 17, 2001 and the title was listed as Water Treatment Plant Operator Trainee and should have read as Provisional Water Treatment Plant Operator Trainee.

THEREFORE, BE IT RESOLVED, that resolution #1181 be amended to reflect an effective date of December 17, 2001 and the correct title of Provisional Water Treatment Plant Operator Trainee.

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to James Messina and the Office of Accounting.

THE VOTE

Cardinale ☒ Yes ☐ NoDensieski ☒ Yes ☐ NoKent ☒ Yes ☐ NoLull ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ No

Adopted

12/04/01

TOWN OF RIVERHEAD

Resolution # 1226APPROVES REQUEST FOR LEAVE OF ABSENCECOUNCILMAN CARDINALE

offered the following

resolution, which was seconded by COUNCILMAN KENT

WHEREAS, Antonio Bassi, a Police Officer has requested a 3-month, non-paid leave of absence from the Town Board.

NOW, THEREFORE, BE IT RESOLVED, that Antonio Bass's request for a non-paid leave of absence from November 5, 2001 through February 5, 2002 is here by approved subject to the following condition(s):

(1) To facilitate the proper functioning of the Town offices, the employee shall submit written notice to the Town Supervisor of his intent to return to work, resign, retire or other relief at least thirty (30) days prior to the expiration of the leave of absence, and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Antonio Bassi, the Police Chief, and the Office of Accounting.

THE VOTE

Cardinale ☒ Yes ☐ NoDensieski ☒ Yes ☐ NoKent ☒ Yes ☐ NoLull ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ No

12/04/01

2263
Adopte

TOWN OF RIVERHEAD

Resolution # 1227

**APPOINTS TWO PART TIME HOMEMAKERS
IN THE NUTRITION DEPARTMENT**

COUNCILMAN DENSIESKI

_____ offered the following
resolution, which was seconded by **COUNCILMAN CARDINALE**

WHEREAS, due to the resignation of two employees, there are vacancies in the Nutrition Department for the positions of Part Time Homemaker, and

WHEREAS, the positions have been posted and applications were received; and

WHEREAS, it is the recommendation of the Personnel Committee that Latonya Wilkins and Rene Ward be appointed to said positions.

NOW, THEREFORE, BE IT RESOLVED, that effective December 10, 2001, the Town Board hereby appoints Rene Ward and LaTonya Wilkins to the positions of Part Time Homemaker at an hourly rate of \$9.0834.

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Rene Ward, LaTonya Wilkins, the Nutrition Department and the Office of Accounting.

THE VOTE

Cardinale ☒ Yes ☐ No

Densieski ☒ Yes ☐ No

Kent ☒ Yes ☐ No

Lull ☒ Yes ☐ No

Kozakiewicz ☒ Yes ☐ No

12/04/01

2264
Adopted

TOWN OF RIVERHEAD

Resolution # 1228

**APPOINTS PART TIME SENIOR CITIZEN AIDE
IN THE NUTRITION DEPARTMENT**

COUNCILMAN CARDINALE offered the following
resolution, which was seconded by COUNCILMAN CARDINALE

WHEREAS, due to the resignation of an employee there is a vacancy in the Nutrition Department for the position of Part Time Senior Citizen Aide, and

WHEREAS, the position has been posted and applications were received;
and

WHEREAS, it is the recommendation of the Personnel Committee that Lisa Fuhlbrugge be appointed to said position.

NOW, THEREFORE, BE IT RESOLVED, that effective December 10, 2001, the Town Board hereby appoints Lisa Fuhlbrugge to the position of Part Time Senior Citizen Aide at an hourly rate of \$10.5141.

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Lisa Fuhlbrugge, the Nutrition Department and the Office of Accounting.

THE VOTE

Cardinale ☒ Yes ☐ No

Densieski ☒ Yes ☐ No

Kent ☒ Yes ☐ No

Lull ☒ Yes ☐ No

Kozakiewicz ☒ Yes ☐ No

DECEMBER 4, 2001

2265

Adopted

TOWN OF RIVERHEAD

Resolution # 1229

WATER DISTRICT

BUDGET ADJUSTMENTS

~~COUNCILMAN~~ DENSIESKI

offered the following resolution ,

~~COUNCILMAN~~ LULL

which was seconded by _____

BE IT RESOLVED, that the Supervisor be and is hereby authorized to establish the following budget adjustments:

112.012140.465110 METERED WATER SALES

FROM:
\$177,200.

112.090500.586000	UNEMPLOYMENT INSURANCE TRANSFER
112.083200.541100	REPAIR & MAINTENANCE
112.083200.543000	ENGINEERING EXPENSE

TO:
\$ 7,200.
100,000.
70,000.

THE VOTE

Cardinale ☒ Yes ☐ No

Densieski ☒ Yes ☐ No

Kent ☒ Yes ☐ No

Lull ☒ Yes ☐ No

Kozakiewicz ☒ Yes ☐ No

DECEMBER 4, 2001

2266
Adopted

TOWN OF RIVERHEAD

AG-FEST COMMITTEE FUND
BUDGET ADJUSTMENT

RESOLUTION # 1230

COUNCILMAN CARDINALE

offered the following resolution ,

which was seconded by COUNCILMAN KENT

BE IT RESOLVED, that the Supervisor be and is hereby authorized to establish the following budget adjustment:

021.000000.390599 APPROPRIATED FUND BALANCE **FROM:**
\$1,500.

021.064200.540000 CONTRACTUAL EXPENSES **TO:**
\$1,500.

THE VOTE

Cardinale ☒ Yes ☐ No

Densieski ☒ Yes ☐ No

Kent ☒ Yes ☐ No

Lull ☒ Yes ☐ No

Kozakiewicz ☒ Yes ☐ No

DECEMBER 4, 2001

2267
Adopted

TOWN OF RIVERHEAD

Resolution # 1231

JOINT SCAVENGER WASTE DISTRICT

BUDGET ADJUSTMENT

~~COUNCILMAN KENT~~

_____ offered the following resolution ,

which was seconded by COUNCILMAN DENSIESKI

BE IT RESOLVED, that the Supervisor be and is hereby authorized to establish the following budget adjustment:

918.000000.390599 APPROPRIATED FUND BALANCE FROM: \$2,000.

918.090500.586000 UNEMPLOYMENT INSURANCE TRANSFER TO: \$2,000.

918.081890.524300 OFFICE EQUIPMENT FROM: \$2,000.
918.081890.541412 ALARM SYSTEM 1,000.
918.081890.541500 VEHICLE REPAIR 500.

918.081890.546400 WATER EXPENSE TO: \$3,500.

918.081890.547506 LAB ANALYSIS FROM: \$4,000.
918.081890.524175 TRUCKS 11,550.
918.081890.541500 VEHICLES REPAIR 1,000.
918.000000.390599 APPROPRIATED FUND BALANCE 1,500.

918.081890.547504 SANITATION EXPENSE TO: 18,050.

THE VOTE

Cardinale ☒ Yes ☐ No

Densieski ☒ Yes ☐ No

Kent ☒ Yes ☐ No

Lull ☒ Yes ☐ No

Kozakiewicz ☒ Yes ☐ No

DECEMBER 4, 2001

Adopted

TOWN OF RIVERHEAD

Resolution # 1232SEWER DISTRICTBUDGET ADJUSTMENTCOUNCILMAN LULL

offered the following resolution ,

which was seconded by

COUNCILMAN CARDINALE

BE IT RESOLVED, that the Supervisor be and is hereby authorized to establish the following budget adjustment:

114.081300.546204	STATION ELECTRICITY	FROM:	
		\$1,000.	
114.081300.541103	PUMP STATION MAINT.	TO:	
		\$1,000.	
114.081300.541416	REPLACEMENT & IMPROVEMENTS	FROM:	
		\$3,000.	
114.081300.549000	MISC. EXPENSE	TO:	
114.081300.546100	TELEPHONE EXPENSE	\$1,000.	
		2,000.	
114.081300.542503	CHLORINE & CHEMICALS	FROM:	
		\$7,000.	
114.081300.547504	SANITATION EXPENSE	TO:	
		\$7,000.	
114.000000.390599	APPROPRIATED FUND BALANCE	FROM:	
		\$14,750.	
114.081300.546100	TELEPHONE EXPENSE		\$750.
114.090600.584500	HOSPITALIZATION EXPENSE		10,000.
114.090500.586000	UNEMPLOYMENT INSURANCE TRANSFER	4,000.	

THE VOTE

Cardinale ☒ Yes ☐ NoDensieski ☒ Yes ☐ NoKent ☒ Yes ☐ NoLull ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ No

DECEMBER 4, 2001

2269
Adopted

TOWN OF RIVERHEAD

Resolution # 1233

MUNICIPAL GARAGE

BUDGET ADJUSTMENT

COUNCILMAN CARDINALE

_____ offered the following resolution ,

COUNCILMAN KENT

which was seconded by _____

BE IT RESOLVED, that the Supervisor be and is hereby authorized to establish the following budget adjustment:

626.092801.431000	SERVICES OTHER DEPARMENT	FROM: \$2,000.
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626.090500.586000	UNEMPLOYMENT INSURANCE TRANSFER	TO: \$2,000.
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THE VOTE

Cardinale ☒ Yes ☐ No

Densieski ☒ Yes ☐ No

Kent ☒ Yes ☐ No

Lull ☒ Yes ☐ No

Kozakiewicz ☒ Yes ☐ No

Adopted

DECEMBER 4, 2001

TOWN OF RIVERHEAD

Resolution # 1234STOTZKY PARK SKATEBOARD COMPLEXCAPITAL PROJECTBUDGET ADJUSTMENT~~COUNCILMAN KENT~~

offered the following resolution ,

~~COUNCILMAN~~ DENSIESKI

which was seconded by _____

BE IT RESOLVED, that the Supervisor be and is hereby authorized to establish the following budget adjustment:

406.071100.547900.70048

CONTINGENCY

FROM:

\$30,700.

TO:

406.071100.543001.70048 SKATEBOARD PARK CONSTRUCTION

\$30,700.

THE VOTECardinale ☒ Yes ☐ NoDensieski ☒ Yes ☐ NoKent ☒ Yes ☐ NoLull ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ No

DECEMBER 4, 2001

Adopted

TOWN OF RIVERHEADHIGHWAY DEPARTMENT
BUDGET ADJUSTMENTRESOLUTION # 1235COUNCILMAN DENSIESKI

offered the following resolution ,

which was seconded by

COUNCILMAN DENSIESKI

BE IT RESOLVED, that the Supervisor be and is hereby authorized to establish the following budget adjustment:

111.000000.390599	APPROPRIATED FUND BALANCE	FROM:	\$42,800.
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111.051420.512500	HIGHWAY, EMPLOYEE O/T	TO:	\$15,000.
111.051300.541400	HIGHWAY, REPAIR OF EQUIPMENT		15,000.
111.090500.586000	UNEMPLOYMENT INSURANCE TRANSFER		12,800.

THE VOTECardinale ☒ Yes ☐ NoDensieski ☒ Yes ☐ NoKent ☒ Yes ☐ NoLull ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ No

DECEMBER 4, 2001

Adopted

TOWN OF RIVERHEADREPAIR & MAINTENANCE RESERVE FUND
BUDGET ADJUSTMENTRESOLUTION # 1236COUNCILMAN KENT

offered the following resolution ,

which was seconded by COUNCILMAN CARDINALE

BE IT RESOLVED, that the Supervisor be and is hereby authorized to establish the following budget adjustment:

113.092705.421050.30080	DEVELOPER FEES	FROM:	\$42500.
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113.099500.597000.30010	TRANSFER TO OAK/NORTHVILLE WATER	TO:	
	WATER CAPITAL PROJECT		\$39,500.
113.099500.597000.30056	TRANSFER TO WATER WELL 4-2		
	CAPITAL PROJECT		3,000.

THE VOTE

Cardinale ☒ Yes ☐ NoDensieski ☒ Yes ☐ NoKent ☒ Yes ☐ NoLull ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ No

DECEMBER 4, 2001

2273
Adopt

TOWN OF RIVERHEAD

PUBLIC PARKING DISTRICT
BUDGET ADJUSTMENT

RESOLUTION # 1237

COUNCILMAN LULL

offered the following resolution ,

which was seconded by COUNCILMAN DENSIESKI

BE IT RESOLVED, that the Supervisor be and is hereby authorized to establish the following budget adjustment:

FROM:

117.000000.390599 APPROPRIATED FUND BALANCE \$800.

TO:

117.090500.586000 UNEMPLOYMENT INSURANCE TRANSFER \$800.

THE VOTE

Cardinale ☒ Yes ☐ No

Densieski ☒ Yes ☐ No

Kent ☒ Yes ☐ No

Lull ☒ Yes ☐ No

Kozakiewicz ☒ Yes ☐ No

DECEMBER 4, 2001

-- 2274

TOWN OF RIVERHEAD

Resolution # 1238

Adopted

RECREATION PROGRAM FUND

BUDGET ADJUSTMENT

COUNCILMAN CARDINALE

_____ offered the following resolution ,
which was seconded by _____

BE IT RESOLVED, that the Supervisor be and is hereby authorized to establish the following budget adjustment:

FROM:

006.076204.5187000 REC. INSTRUCTION, PROGRAM INSTRUCTOR \$1,000.-

TO:

006.076204.542000. REC. INSTRUCTIONAL PROGRAM SUPPLIES \$1,000.

THE VOTE

Cardinale ☒ Yes ☐ No

Densieski ☒ Yes ☐ No

Kent ☒ Yes ☐ No

Lull ☒ Yes ☐ No

Kozakiewicz ☒ Yes ☐ No

DECEMBER 4, 2001

2275

Adopted

TOWN OF RIVERHEAD

Resolution # 1239

COMMUNITY DEVELOPMENT AGENCY - CALVERTON

BUDGET ADJUSTMENT

COUNCILMAN DENSIESKI

offered the following resolution ,

which was seconded by COUNCILMAN CARDINALE

BE IT RESOLVED, that the Supervisor be and is hereby authorized to establish the following budget adjustment:

914.069800.543905 MGMT. CONSULTANT EXPENSE

FROM:
\$52,500.

914.069800.543300 LEGAL EXPENSE
914.069800.546200 ELECTRICAL EXPENSE

TO:
\$45,000.
7,500.

THE VOTE

Cardinale ☒ Yes ☐ No

Densieski ☒ Yes ☐ No

Kent ☒ Yes ☐ No

Lull ☒ Yes ☐ No

Kozakiewicz ☒ Yes ☐ No

2276
Adopted

Resolution # 1240

BUDGET ADJUSTMENT

_____ offered the following resolution ,
which was seconded by COUNCILMAN KENT

TO:
\$5,000.

Kozakiewicz ☒ Yes ☐ No

Adopted

DECEMBER 4, 2001

TOWN OF RIVERHEAD

Resolution # 1241RIVERHEAD TOWN HUMAN SERVICES CENTERCAPITAL PROJECTBUDGET ADJUSTMENTCOUNCILMAN KENT

_____ offered the following resolution ,
 which was seconded by COUNCILMAN DENSIESKI

BE IT RESOLVED, that the Supervisor be and is hereby authorized to establish the following budget adjustment:

406.071400.522150.40091	LAND ACQUISITION	FROM:	\$5,314.
406.071400.543650.40091	ARCHITECTURAL SERVICES		156,964.
406.071400.543650.40091	CONTINGENCY		79,722.

406.071400.522150.40091	BLDG. CONSTRUCTION	TO:	\$242,000.
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THE VOTECardinale ☒ Yes ☐ NoDensieski ☒ Yes ☐ NoKent ☒ Yes ☐ NoLull ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ No

DECEMBER 4, 2001

2278

Adopted

TOWN OF RIVERHEAD

STREET LIGHTING DISTRICT
BUDGET ADJUSTMENT

RESOLUTION # 1242

COUNCILMAN CARDINALE

offered the following resolution ,

which was seconded by

COUNCILMAN KENT

BE IT RESOLVED, that the Supervisor be and is hereby authorized to establish the following budget adjustment:

116.000000.390599 APPROPRIATED FUND BALANCE

FROM:
\$1,600.

116.090500.586000 UNEMPLOYMENT INSURANCE TRANSFER

TO:
\$1,600.

THE VOTE

Cardinale ☒ Yes ☐ No

Densieski ☒ Yes ☐ No

Kent ☒ Yes ☐ No

Lull ☒ Yes ☐ No

Kozakiewicz ☒ Yes ☐ No

DECEMBER 4, 2001

2279
Adopted

TOWN OF RIVERHEAD

REFUSE & GARBAGE DISTRICT
BUDGET ADJUSTMENT

RESOLUTION # 1243

COUNCILMAN LULL

offered the following resolution ,

which was seconded by **COUNCILMAN DENSIESKI**

BE IT RESOLVED, that the Supervisor be and is hereby authorized to establish the following budget adjustment:

115.012401.441100	INVESTMENT EARNINGS	FROM: \$800.
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115.090500.586000	UNEMPLOYMENT INSURANCE TRANSFER	TO: \$800.
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THE VOTE

Cardinale ☒ Yes ☐ No

Densieski ☒ Yes ☐ No

Kent ☒ Yes ☐ No

Lull ☒ Yes ☐ No

Kozakiewicz ☒ Yes ☐ No

DECEMBER 4, 2001

Adopted 2280

TOWN OF RIVERHEAD

GENERAL FUND

BUDGET ADJUSTMENT

RESOLUTION # 1244

COUNCILMAN KENT

offered the following resolution ,

which was seconded by

COUNCILMAN CARDINALE

BE IT RESOLVED, that the Supervisor be and is hereby authorized to establish the following budget adjustment:

001.014200.542614	TOWN ATTORNEY, F.O.I.L. EXPENSE	FROM: \$300.	
			TO:
001.014200.542100	TOWN ATTORNEY, OFFICE SUPPLIES		\$100.
001.014200.524350	TOWN ATTORNEY, BOOKS		200.
		FROM: \$150.	
001.014400.542114	TOWN ENGINEER, PROFESSIONAL DUES		TO:
			\$150.
001.014400.542100	TOWN ENGINEER, MISC. OFFICE EXPENSE		
		FROM: \$49,500.	
001.000000.3905999	APPROPRIATED FUND BALANCE		TO:
001.031200.512100	POLICE, OVERTIME		\$40,000.
001.031200.515501	POLICE, HOLDING CELL ATTENDENTS		2,000.
001.031200.515503	POLICE, CROSSING GUARDS		5,000.
001.031200.546100	POLICE, TELEPHONE EXPENSE		2,500.
		FROM: \$1,000.	
001.031255.543405	YOUTH COURT, EDUCATION		TO:
			\$1,000.
001.031255.511500	YOUTH COURT, PERS. SERVICES		
		FROM: \$2,500.	
001.000000.390599	APPROPRIATED FUND BALANCE		TO:
			\$2,500.
001.036200.512500	SAFETY INSPECTOR, OVERTIME		

DECEMBER 4, 2001
GENERAL FUND
BUDGET ADJUSTMENT RESOLUTION CONTINUED:

PAGE 2

001.000000.390599	APPROPRIATED FUND BALANCE	FROM: \$500.	
001.064100.542611	SHOW MOBILE EXPENSES		TO: \$500.
001.000000.390599	APPROPRIATED FUND BALANCE	FROM: \$3,000.	
001.067720.546000	PROGRAM FOR AGING, UTILITY EXPENSE		TO: \$3,000.
001.071800.518607	BEACHES, BEACH ATTENDENT	FROM: \$3,200.	
001.071400.541000	PLAYGROUND & REC. CENTER, REPAIRS & MAINT.		TO: \$3,200.
001.071800.547800	BEACHES, VACCINATIONS	FROM: \$1,500.	
001.071800.546000	BEACHES, UTILITIES		TO: \$1,500.
001.000000.390599	APPROPRIATED FUND BALANCE	FROM: \$3,000.	
001.075200.540000	HISTORIAL PROPERTY, CONTRACTUAL EXPENSE		TO: \$3,000.
001.000000.390599	APPROPRIATED FUND BALANCE	FROM: \$7,500.	
001.099010.597000.40080	TRANSFER TO GENERAL FUND BLDGS GAS CONVERSION PROJECT		TO: \$7,500.
001.000000.390599	APPROPRIATED FUND BALANCE	FROM: \$15,500.	
001.081600.547507	YARD WASTE DISPOSAL, TIPPING FEES		TO: \$5,000.
001.081600.545300	YARD WASTE DISPOSAL, LEASES - LAND		TO: 10,500.

DECEMBER 4, 2001

PAGE 3

GENERAL FUND BUDGET RESOLUTION CONTINUED:

FROM:

001.090150.581100 NYS RETIREMENT EXPENSE \$82,400.

TO:

001.090500.586000 UNEMPLOYMENT INSURANCE TRANSFER \$82,400.

FROM:

001.072012.421049 RECREATION RENTAL INCOME \$300.

TO:

001.070200.541000 REC. ADM., REPAIRS & MAINTENANCE \$300.

FROM:

001.071400.546000 RECREATION CENTER, UTILITIES \$4,000.

TO:

001.071400.541000 RECREATION CENTER, REPAIR & MAINT. \$4,000.

FROM:

001.050100.541206 TRANSPORTATION ADM., SIDEWALK MAINT. \$2,200.

TO:

001.050100.541150 TRANSPORTATION ADM., BLDG. MAINT. \$2,200.

FROM:

001.073100.518752 YOUTH PROGRAM, SWIM LESSONS \$100.

TO:

001.073100.542112 YOUTH PROGRAM, PROGRAM SUPPLIES \$100.

FROM:

001.082115.421098 PLANNING BOARD FEES \$30,000.

TO;

001.080200.543950 PLANNING DEPT., PLANNING CONSULTANT \$30,000.

FROM:

001.000000.390599 APPROPRIATED FUND BALANCE \$3,000.

TO:

001.035100.543220 ANIMAL CONTROL, VET CARE \$3,000.

DECEMBER 4, 2001
GENERAL FUND BUDGET RESOLUTION CONTINUED:

PAGE 4

001.000000.390599 APPROPRIATED FUND BALANCE

FROM:
\$2,000.

001.031220.541530 BAY CONSTABLE, AUTO EXPENSE

TO:
\$2,000.

THE VOTE

Cardinale ☒ Yes ☐ NoDensieski ☒ Yes ☐ NoKent ☒ Yes ☐ NoLull ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ No

DECEMBER 4, 2001

Adeptec

TOWN OF RIVERHEAD2001 POLICE COMMUNICATION EQUIPMENTCAPITAL PROJECTBUDGET ADOPTIONRESOLUTION # 1245COUNCILMAN DENSIESKI

offered the following resolution ,

which was seconded by

COUNCILMAN LULL

BE IT RESOLVED, that the Supervisor be and is hereby authorized to establish the following budget:

406.095710.494200.40097

PROCEEDS FROM SERIAL BONDS

FROM:

\$350,000.

406.031200.524214.40097

800 MHz RADIO EQUIPMENT

TO:

\$230,000.

406.031200.524232.40097

UPS EQUIPMENT & INSTALLATION

75,000.

406.031200.524201.40097

LAPTOP MODEMS

45,000.

THE VOTECardinale ☒ Yes ☐ NoDensieski ☒ Yes ☐ NoKent ☒ Yes ☐ NoLull ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ No

Adopt

December 4, 2001

TOWN OF RIVERHEAD

1246AUTHORIZES STIPULATION OF SETTLEMENTCOUNCILMAN CARDINALE

_____ offered the following resolution, which

was seconded by COUNCILMAN DENSIESKI

BE IT RESOLVED, that the Town Board ratifies the two Agreements dated December 4, 2001 with reference to hospitalization contributions of two employees.

THE VOTECardinale ☒ Yes ☐ NoDensieski ☒ Yes ☐ NoKent ☒ Yes ☐ NoLull ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ No

TOWN OF RIVERHEAD

**ACCEPTS OFFER OF DEDICATION AND DECLARATION OF COVENANTS AND
RESTRICTIONS AND CONSERVATION EASEMENT O
“MILL POND COMMONS, SECTION 1-4”**

offered the following resolution,

which was seconded by _____

WHEREAS, by resolution dated December 7, 2000, the Riverhead Planning Board did approve the condominium map entitled, "Mill Pond Commons, Sections 1-4" to allow the construction of 100 condominium units upon real property located at Elton Street, Riverhead, such real property more particularly described as Suffolk County Tax Map Nos. 0600-109-1-10 and 0600-109-2-1; and

WHEREAS, such condominium map approval did require the dedication of real property to the Town of Riverhead for sewer district purposes and did further require the recording of conservation easements in favor of the Town of Riverhead upon lands considered to be freshwater wetlands; and

WHEREAS, the property owner has transmitted an Offer of Dedication of lands to the Town of Riverhead and has further transmitted a Declaration of Covenants, Restrictions and Conservation Easement upon those lands considered to be freshwater wetlands, as required by the Riverhead Planning Board; and

WHEREAS, the Town Attorney has reviewed the aforementioned instruments and has determined their accuracy and acceptability.

NOW THEREFORE BE IT RESOLVED, the Town Board of the Town of Riverhead hereby accepts the attached Offer of Dedication and Declaration of Conservation Easement as prepared by Daystar Community Development Corporation, subject to the deletion of the paragraph therein relating to the right to use the property for activity involving agriculture or horticulture; and be it further

RESOLVED, the Town Clerk shall provide a certified copy of this resolution to the Planning Department; the Planning Board and the Office of the Town Attorney.

December 4, 2001

2287
Adopted

TOWN OF RIVERHEAD

RESOLUTION # 1248

AWARDS BIDS FOR SENIOR CITIZEN HUMAN RESOURCE CENTER

COUNCILMAN DENSIESKI offered the following resolution, which was
seconded by COUNCILMAN KENT.

WHEREAS, the Town Clerk was authorized to publish and post a Notice to Bidders for the Senior Citizen Human Resource Center; and

WHEREAS, bids were received, opened and read aloud on the 27th day of November, 2001 in the Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York.

NOW, THEREFORE, BE IT RESOLVED, that the bid for the Senior Citizen Human Resource Center be and is hereby awarded as follows:

General Construction

**Irwin Contracting
252 Veterans Memorial Highway
Commack, NY 11725**

Base Bid amount of \$1,251,000.00 and Add Alternate 4 for exterior stone work in the amount of \$52,000.00 for a total contract amount of One Million Three Hundred and Three Dollars & 00/100 (\$1,303,000.00)

Mechanical Contract

**RJD Contracting
86 Comsewogue Road
East Setauket, NY 11733**

Base Bid amount of Two Hundred Seventy Six Nine Hundred Fifty & 00/100 (\$276,950.00)

Plumbing Contract

**WHM Plumbing
6-H Enterprise Drive
East Setauket, NY 11733**

Base Bid amount of One Hundred Sixty Nine Six Hundred Sixty Six (\$169,666.00)

Fire Sprinkler Contract

**WHM Plumbing
6-H Enterprise Drive
East Setauket, NY 11733**

Base Bid amount of One Hundred Ten Three Hundred Sixty Seven (\$110,367.00)

Electrical Contract

McDowell Electric

7 Old Dock Road
Yaphank, NY 11980

Base Bid amount of Two Hundred Eighty One Thousand One Hundred Seventy Nine & 00/100 (\$281,179.00)

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to return any and all bid bonds received in connection with the above; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to contractors listed above, Kenneth Testa, P.E., Judy Doll, Martin Sendlewski, P.E. and the Office of Accounting.

THE VOTE

Densiecki	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Ell	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kozakowski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS ☒ WAS NOT ☐

THEREUPON DULY ADOPTED

December 4, 2001

TOWN OF RIVERHEAD

Resolution # 1249

DECLARES LEAD AGENCY AND REFERS THE SPECIAL PERMIT PETITION OF SPLISH SPLASH AT ADVENTURELAND, INC. TO THE PLANNING BOARD

COUNCILMAN CARDINALE

offered the following resolution which

was seconded by

COUNCILMAN KENT

WHEREAS, the Riverhead Town Board is in receipt of a special permit petition from Splish Splash at Adventureland, Inc. to allow for the construction of a recreational use and attendant parking facilities upon real property located at New York State Route 25, Calverton; such real property more particularly described as Suffolk County Tax Map Parcel No. 0600-118-1-2.2, and

WHEREAS, the Planning Department has coordinated the review of the petition with involved agencies, and

WHEREAS, no involved agency expressed a desire to act as lead agency pursuant to the New York State Environmental Quality Review Act, now

THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board hereby declares itself to be the lead agency in the SEQRA review of the special permit petition of Splish Splash at Adventureland, Inc., and

BE IT FURTHER

RESOLVED, that the Riverhead Town Board determines the subject special permit petition to be a Type I action pursuant to 6NYCRR Part 617.4, and

BE IT FURTHER

RESOLVED, that the Town Clerk be directed to refer the subject special permit petition to the Riverhead Planning Board for its report and recommendation.

THE VOTE

Densioski ☒ Yes ☐ No Cardinale ☒ Yes ☐ No

Kent ☒ Yes ☐ No

Konakiewicz ☒ Yes ☐ No

THE RESOLUTION WAS ☒ WAS NOT ☐

THEREUPON DULY ADOPTED

December 4th, 2001

Adopted

TOWN OF RIVERHEAD

Resolution # 1250**APPROVES AMENDED SITE PLAN OF EAST RIVERHEAD EQUITIES**
(MILLBROOK OFFICE CAMPUS)**COUNCILMAN DENSIESKI**

_____ offered the following resolution,

which was seconded by ~~COUNCILMAN CARDINALE~~:

WHEREAS, a site plan and elevations were submitted by East Riverhead Equities, for the construction of four (4) - 36 square foot utility buildings, a new entry vestibule for an existing office building and the temporary placement and use of five (5) 12 feet by 50 feet self-contained office trailers, located at 877 East Main Street, Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-127-7-8.1 & 0600-131-1-10; and

WHEREAS, the Planning Department has reviewed the site plan dated April 17th, 2000, as prepared by John A. Notaro, R.A., and elevations dated April 17th, 2000, as prepared by John A. Notaro, R.A., and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

WHEREAS, the Town Board has carefully considered the merits of the site plan application, the SEQRA record to date, the report of the Planning Department, as well as all other relevant Planning, Zoning and Environmental information; and

WHEREAS, a copy of the site plan has been marked and initialed by the Town Board to show changes that are further set forth in this resolution, which site plan shall be on record with the Town Clerk; and

WHEREAS, the site plan review fee, as required by Section 108-131 B(3) of the Code of the Town of Riverhead has been received and deposited as per Receipt Number 8708 of the Office of the Supervisor of the Town of Riverhead; and;

WHEREAS, this Town Board has reviewed the site plan and elevations aforementioned.

NOW, THEREFORE, BE IT

RESOLVED, That in the matter of the site plan application of East Riverhead Equities, the Riverhead Town Board hereby declares itself to be the Lead Agency and further determines the Action to be Unisted pursuant to 6NYCRR Part 617 and that an Environmental Impact Statement need not be prepared.

THE VOTEDensieski ☒ Yes ___ No ___ Cardinalo ☒ Yes ___ No ___Kent ☒ Yes ___ No ___Kozakiewicz ☒ Yes ___ No ___THE RESOLUTION WAS ☒ WAS NOT ___

THEREUPON DULY ADOPTED

BE IT FURTHER

RESOLVED, that the site plan and elevations submitted by East Riverhead Equities, for the construction of four (4) - 36 square foot utility buildings, a new entry vestibule for an existing office building and the temporary placement and use of five (5) 12 feet by 50 feet self-contained office trailers, located at 877 East Main Street, Riverhead, New York, site plan dated April 17th, 2000, as prepared by John A. Notaro, R.A., and elevations dated April 17th, 2000, as prepared by John A. Notaro, R.A. , be and are hereby approved by the Town Board of the Town of Riverhead, subject to the following:

1. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;
2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a copy of such recorded covenant shall be filed with the Riverhead Town Clerk. This resolution shall not become effective until such covenant is duly recorded with the Suffolk County Clerk's Office and filed with the Riverhead Town Clerk;
3. That the form, design, location, and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan proves and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements as well as those of Section 108-110.7 and any restrictions imposed as a condition of the site plan approval granted herein;
4. That no lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;
5. That the applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal," and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;
6. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on the premises;
7. That parking, paving and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;
8. That the parking area shall be maintained pursuant to specifications outlined in the **Riverhead Town Code**;

9. That adequate parking for the handicapped, pursuant to State and Federal law and the Code of the Town of Riverhead, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only," and the universal symbol affixed thereto. Further, by execution and filing of this document, East Riverhead Equities hereby authorizes and consents to the Town of Riverhead to enter premises at 877 East Main Street, Riverhead, New York, to enforce said handicapped parking regulations;
10. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis;
11. That all new utilities shall be constructed underground;
12. That pursuant to Section 108-133(I) of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a land clearing and/or building permit, shall post a performance bond or other equivalent security. The performance bond or other equivalent security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the Town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof.
13. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to pH, organic content, and gradation;
14. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to East Riverhead Equities, 329 Jericho Turnpike, Suite A-4, Smithtown, New York 11787, the Riverhead Planning Department, Riverhead Building Department, and the Town Engineer.

Declarant has hereunto set his/her hand and seal the day and year above first written.

East Riverhead Equities

STATE OF NEW YORK)

: ss.:

COUNTY OF SUFFOLK)

On the _____ day of _____, in the year _____ before me, the undersigned, _____ personally _____ appeared

_____ personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

NOTARY PUBLIC

TOWN OF RIVERHEAD

Resolution # 1251**APPROVES AMENDED SITE PLAN OF AMERICAN LEGION**~~COUNCILMAN~~

_____ offered the following resolution,

which was seconded by ~~COUNCILMAN CARDINALE~~ _____:

WHEREAS, a site plan and elevations were submitted by Laurence Judd as applicant for the American Legion Post 273, to construct an 1,981-sq. ft. addition to an existing legion hall, located at the southside of Hubbard Avenue, Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-112-1-12; and

WHEREAS, the Planning Department has reviewed the site plan dated March 19th, 2001, as prepared by Joseph P. Cacioppo, AIA, and elevations dated March 19th, 2001, as prepared by Joseph P. Cacioppo, AIA, and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

WHEREAS, the Town Board has carefully considered the merits of the site plan application, the SEQRA record to date, the report of the Planning Department, as well as all other relevant Planning, Zoning and Environmental information; and

WHEREAS, a copy of the site plan has been marked and initialed by the Town Board to show changes that are further set forth in this resolution, which site plan shall be on record with the Town Clerk; and

WHEREAS, the site plan review fee, as required by Section 108-131 B(3) of the Code of the Town of Riverhead has been received and deposited as per Receipt Number 12008 of the Office of the Supervisor of the Town of Riverhead; and;

WHEREAS, this Town Board has reviewed the site plan and elevations aforementioned.

NOW, THEREFORE, BE IT

RESOLVED, That in the matter of the site plan application of Laurence Judd, the Riverhead Town Board hereby declares itself to be the Lead Agency and further determines the Action to be Unlisted pursuant to 6NYCRR Part 617 and that an Environmental Impact Statement need not be prepared.

BE IT FURTHER

THE VOTE

Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No

THE RESOLUTION WAS _____ WAS NOT _____
THEREUPON DULY ADOPTED

RESOLVED, that the site plan and elevations submitted by Laurence Judd, to construct an 1,981-sq. ft. addition to an existing legion hall, located at the southside of Hubbard Avenue, Riverhead, New York, site plan dated March 19th, 2001, as prepared by Joseph P. Cacioppo, AIA, and elevations dated March 19th, 2001, as prepared by Joseph P. Cacioppo, AIA, be and are hereby approved by the Town Board of the Town of Riverhead, subject to the following:

1. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;
2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a copy of such recorded covenant shall be filed with the Riverhead Town Clerk. This resolution shall not become effective until such covenant is duly recorded with the Suffolk County Clerk's Office and filed with the Riverhead Town Clerk;
3. That the form, design, location, and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan review and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements as well as those of Section 108-110.7 and any restrictions imposed as a condition of the site plan approval granted herein;
4. That no lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;
5. That the applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal," and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;
6. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on the premises;
7. That parking, paving and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;
8. That the parking area shall be maintained pursuant to specifications outlined in the **Riverhead Town Code**;
9. That adequate parking for the handicapped, pursuant to State and Federal law and the Code of the Town of Riverhead, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only," and the universal symbol affixed thereto. Further, by execution and filing of this document, American Legion, Post 273, 89 Hubbard Avenue, Riverhead,

New York 11901 hereby authorizes and consents to the Town of Riverhead to enter premises at southside of 89 Hubbard Avenue, New York, to enforce said handicapped parking regulations;

10. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis;
11. That all new utilities shall be constructed underground;
12. That pursuant to Section 108-133(I) of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a land clearing and/or building permit, shall post a performance bond or other equivalent security. The performance bond or other equivalent security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the Town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof.
13. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to pH, organic content, and gradation;
14. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Laurence Judd, 139 Maple Avenue, Riverhead, New York 11901 as applicant for the American Legion, the Riverhead Planning Department, Riverhead Building Department, and the Town Engineer.

13. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen;

Declarant has hereunto set his/her hand and seal the day and year above first written.

American Legion Post 273

STATE OF NEW YORK)

: ss.:

COUNTY OF SUFFOLK)

On the _____ day of _____, in the year _____ before me, the undersigned, _____ personally _____ appeared

_____ personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

NOTARY PUBLIC

Adopted

RESOLUTION # 1252 ABSTRACT #47-01 NOVEMBER 29, 2001 (TBM 12/4/01)				
Councilman Cardinale		offered the following Resolution which was seconded by		
Councilman Kent				
FUND NAME		CD-NONE	CHECKRUN TOTALS	GRAND TOTALS
GENERAL TOWN	001	\$ -	\$ 914,264.36	\$ 914,264.36
POLICE ATHLETIC LEAGUE	004	\$ -	\$ 1,490.13	\$ 1,490.13
TEEN CENTER	005	\$ -	\$ 416.12	\$ 416.12
RECREATION PROGRAM	006	\$ -	\$ 3,499.67	\$ 3,499.67
SR NUTRITION SITE COUNCIL	007	\$ -	\$ 1,800.00	\$ 1,800.00
D.A.R.E. PROGRAM FUND	008	\$ -	\$ -	\$ -
CHILD CARE CENTER BUILDING FUND	009	\$ -	\$ 122.73	\$ 122.73
AG-FEST COMMITTEE FUND	021	\$ -	\$ 2,088.04	\$ 2,088.04
YOUTH COURT SCHOLARSHIP FUND	025	\$ -	\$ -	\$ -
SRS DAYCARE BUILDING FUND	027	\$ -	\$ 1,990.26	\$ 1,990.26
COMMUNITY P.E.T.S. SHELTER	028	\$ -	\$ -	\$ -
ANIMAL SPAY & NEUTERING FUND	029	\$ -	\$ -	\$ -
EDZ FUND	030	\$ -	\$ 467.17	\$ 467.17
HIGHWAY	111	\$ -	\$ 107,164.05	\$ 107,164.05
WATER	112	\$ -	\$ 112,633.19	\$ 112,633.19
REPAIR & MAINTENANCE	113	\$ -	\$ 39,500.00	\$ 39,500.00
RIVERHEAD SEWER DISTRICT	114	\$ -	\$ 38,702.27	\$ 38,702.27
REFUSE & GARBAGE COLLECTION	115	\$ -	\$ 160,230.73	\$ 160,230.73
STREET LIGHTING	116	\$ -	\$ 10,277.77	\$ 10,277.77
PUBLIC PARKING	117	\$ -	\$ 8,336.30	\$ 8,336.30
BUSINESS IMPROVEMENT DISTRICT	118	\$ -	\$ 136.03	\$ 136.03
TOR URBAN DEV CORP TRUST ACCT	119	\$ -	\$ -	\$ -
AMBULANCE DISTRICT	120	\$ -	\$ 2,045.48	\$ 2,045.48
CALVERTON SEWER DISTRICT	124	\$ -	\$ 4,622.06	\$ 4,622.06
WORKER'S COMPENSATION FUND	173	\$ -	\$ 7,274.56	\$ 7,274.56
RISK RETENTION FUND	175	\$ -	\$ 23,540.42	\$ 23,540.42
UNEMPLOYMENT INSURANCE FUND	176	\$ -	\$ -	\$ -
MAIN STREET REHAB PROGRAM	177	\$ -	\$ -	\$ -
REVOLVING LOAN PROGRAM	178	\$ -	\$ -	\$ -
RESIDENTIAL REHAB	179	\$ -	\$ -	\$ -
DISCRETIONARY/SMALL CITIES	180	\$ -	\$ -	\$ -
CDBG CONSORTIUM ACCOUNT	181	\$ -	\$ 30,926.37	\$ 30,926.37
URBAN DEVEL CORP WORKING	182	\$ -	\$ -	\$ -
RESTORE	184	\$ -	\$ -	\$ -
PUBLIC PARKING DEBT	381	\$ -	\$ -	\$ -
SEWER DISTRICT DEBT	382	\$ -	\$ -	\$ -
WATER DEBT	383	\$ -	\$ -	\$ -
GENERAL FUND DEBT SERVICE	384	\$ -	\$ -	\$ -
SCAVENGER WASTE DEBT	385	\$ -	\$ -	\$ -
TOWN HALL CAPITAL PROJECTS	406	\$ -	\$ 495,711.44	\$ 495,711.44
EIGHT HUNDRED SERIES	408	\$ -	\$ -	\$ -
WATER IMPROVEMENT CAP PROJ	409	\$ -	\$ -	\$ -
NUTRITION CAPITAL IMPS	441	\$ -	\$ -	\$ -
CHIPS	451	\$ -	\$ -	\$ -
YOUTH SERVICES	452	\$ -	\$ 2,607.81	\$ 2,607.81
SENIORS HELPING SENIORS	453	\$ -	\$ 1,654.69	\$ 1,654.69
EISEP	454	\$ -	\$ 950.19	\$ 950.19
SCAVENGER WASTE CAP PROJ	470	\$ -	\$ -	\$ -
MUNICIPAL FUEL FUND	625	\$ -	\$ 2,323.54	\$ 2,323.54
MUNICIPAL GARAGE	626	\$ -	\$ 19,457.45	\$ 19,457.45
TRUST & AGENCY	735	\$ -	\$ 614,983.68	\$ 614,983.68
SPECIAL TRUST	736	\$ -	\$ -	\$ -
COMMUNITY PRESERVATION FUND	737	\$ -	\$ 222,000.00	\$ 222,000.00
CDA-CALVERTON	914	\$ -	\$ 68,435.99	\$ 68,435.99
COMMUNITY DEVELOPMENT AGENCY	915	\$ -	\$ -	\$ -
JOINT SCAVENGER WASTE	918	\$ -	\$ 20,925.44	\$ 20,925.44
CENTRAL CLEARING ACCOUNT	999	\$ -	\$ -	\$ -
TOTALS		\$ -	\$ 2,920,577.94	\$ 2,920,577.94

THE VOTE
 Densieski ☒ Yes ☐ No Cardinale ☒ Yes ☐ No
 Kent ☒ Yes ☐ No Lull ☒ Yes ☐ No
 Kozakiewicz ☒ Yes ☐ No
THE RESOLUTION WAS ☒ WAS NOT ☐
THEREUPON DULY ADOPTED

Adopted

December 4, 2001

TOWN OF RIVERHEAD

Resolution # 1253

APPROVES CHANGE OF TITLE IN THE HIGHWAY DEPARTMENT

Densieski offered the following
resolution, which was seconded by Kent

WHEREAS, William Bilski in the Highway Department is currently on a leave of absence from the position of Highway Maintenance Crew Leader, and

WHEREAS, the employee was appointed provisionally to the position of Highway General Supervisor on June 12, 2000, and

WHEREAS, Civil Service has established a List of Eligibles for the position of Highway General Supervisor and Mr. Bilski is not of the top three willing acceptors,

NOW, THEREFORE, BE IT RESOLVED, William Bilski is hereby reinstated back into the position of Highway Maintenance Crew Leader at Group 12 Step 19 of the Salary Administration Schedule effective December 5, 2001; and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to William Bilski, the Highway Department and the Office of Accounting.

THE VOTE

Cardinale ☒ Yes ☐ No

Densieski ☒ Yes ☐ No

Kent ☒ Yes ☐ No

Lull ☒ Yes ☐ No

Kozakiewicz ☒ Yes ☐ No